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LEGISLATIVE ASSEMBLY

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FROM 14th JANUARY, 1904, to 26th APRIL, 1904, BOTH DAYS INCLUSIVE.

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BEING THE SECOND SESSION OF THE TENTH LEGISLATURE OF ONTARIO.

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HAMILTON, LONDON & LAKE ERIE
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HASTINGS COUNTY REGISTRAR :

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HEALTH, PUBLIC :

1. Bill (No. 98), introduced to amend the Act, 69. Order for second reading discharged, 200.

2. Report presented, 59. (Sessional Papers No. 36.) Printed.

HIGHWAYS :

Report presented, 129. (Sessional Papers No. 28.) Printed.

HOLT, JUDGE :

Order-in-Council presented, re payment of Surrogate fees to, 50. (Sessional Papers No. 52.) Not printed.

HORSES :

Bill (No. 85), introduced to amend the Municipal Act, respecting the Docking of, 47. Second reading and referred to Committee on Agriculture and Colonization, 88. Reported, 182. House goes into Committee and rises without reporting, 200. See Agriculture and Arts Act, 1.

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2. Question as to employment of, on "Globe" staff while inspector of schools, 168.
3. Return ordered of correspondence with reference to certain facts damaging to Government, etc., 170. (Not brought down.)

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HUTTON, TOWNSHIP OF:

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INNKEEPERS:

Bill (No. 103), introduced respecting, 70. Second reading and referred to the Legal Committee, 107. No report.

INSURANCE AND INSURANCE ACT:

1. Bill (No. 162), introduced to amend the Act, 263. Second reading, 276. House goes into Committee on, 277. Third reading, 279. R. A., 347. (4 Ed. VII. c. 15.)

2. Bill (No. 124), introduced respecting Weather Insurance, 126. Second reading, 146. House goes into Committee on, 180. Third reading, 221. R. A., 347. (4 Ed. VII. c. 16.)

3. Report presented, 247. (Sessional Papers No. 10.) Printed.

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IRONDALE, BANCROFT AND OTTAWA RAILWAY COMPANY:

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JAMES BAY RAILWAY:

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JENISON, EDWARD SPENCER:

1. Petition for Act to enable him to develop the water power on the Kaminstiquia River, 21. Reported, 45. Bill (No. 29), introduced and referred, 47. Reported, 262. Motion for second reading and three months' hoist proposed and negative, 341-2. House goes into Committee on; third reading, 342. R. A., 347. (4 Ed. VII. c. 106.)

2. Bill (No. 166), introduced to amend above Act, 343. Second reading; House goes into Committee on; third reading, 343. R. A., 347. (4 Ed. VII. c. 107.) Acts amalgamated.

JUDICATURE ACT:

1. Bill (No. 125), introduced to amend, 126. Second reading, 193. House goes into Committee on, 223-264. Third reading, 268. R. A., 347. (4 Ed. VII. c. 11.)

2. Orders in Council presented, under the 26, 50, 70. (Sessional Papers Nos. 52, 53, 64, 62, 63, 67.) Not printed.

JURORS ACT:

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JUSTICES OF THE PEACE :

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2. Bill (No. 153), introduced respecting, 232. Resolution introduced as to fees for Returns of Convictions by; Lieutenant-Governor's recommendation signified, passed through Committee and referred to Bill, 233, 236-7. Second reading, 256. House goes into Committee on, 268. Third reading, 269. R. A., 347. (4 Ed. VII. c. 13.)
3. Question as to revision of fees of, 74.

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KELLY :

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KENDRICK'S CORNER:—See Manitoulin.**KINGSTON STREET RAILWAY COMPANY :**

Petitions for Act respecting, 77, 90. Reported, 97. Bill (No. 52), introduced and referred, 109. Reported, 150. Second reading, 157. House goes into Committee on, 187. Third reading, 195. R. A., 347. (4 Ed. VII. c. 79.)

LABOUR, BUREAU OF :

Report presented, 204. (Sessional Papers No. 29.) Printed.

LAC SEUL, RAT PORTAGE AND KEEWATIN RAILWAY COMPANY :

Petition for Act respecting, 144. Reported, 148. Bill (No. 68), introduced and referred, 155. Reported, 191. Second reading, 201. House goes into Committee on, 229. Third reading, 232. R. A., 347. (4 Ed. VII. c. 80.)

LAKE SUPERIOR POWER COMPANY:—See Algoma Central Railway. Sault Ste. Marie. Timber.**LAKEPORT CEMETERY COMPANY :**

Petition for Act respecting and to incorporate the Company, 126. Reported, 131. Bill (No. 54), introduced and referred to the Commissioners of Estate

Bills, 133. Reported and referred to Committee on Private Bills, 176-7. Reported; fees remitted, 191. Second reading, 200. House goes into Committee on, 211. Third reading, 228. R. A., 347. (4 Ed. VII. c. 102.)

LAND GRANTS:—See Volunteers.**LAND IMPROVEMENT FUND :**

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LAND SURVEYORS' ACT:—See Ontario Land Surveyors Act.**LARIVIERE, GIDEON :**

Return presented, to an Order of the House of the Session of 1903, for Return of correspondence relating to certain mining locations granted to, 26. (Sessional Papers No. 56.) Not printed.

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1. Bill (No. 154), introduced to amend the Act respecting, 331. Second reading; House goes into Committee on; third reading, 331. R. A., 347. (4 Ed. VII. c. 2.)

2. Motion to add certain words to Address expressing disapproval of delay in filling vacancy in, in North Renfrew, 9, 22.

3. Motion re summoning of, in order to postpone election trials, 10, 22.

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1. Report on state of, presented, 7. (Sessional Papers No. 47.) Not printed.

2. Committee appointed to assist Mr. Speaker in case of, 107. No report.

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4. Motion to add certain words expressing disapproval of delay in filling vacancy in North Renfrew, and Debate on adjourned, 9, 22.

5. Motion re summoning of Legislature at such a time as to postpone trials of elections, 10, 22.

6. Motion to add expression of pleasure that every Electoral District in the Province is now represented in the Assembly, 23.

7. Address, as amended, carried and ordered to be presented, 25.

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10. Assents to Bills, 347.

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LIQUOR LICENSE LAW :

1. Report presented, 154. (Sessional Papers No. 44.) Printed.

2. Question as to dismissal of W. Cowan in S. Wellington, 34.

3. Question as to how many saloon and wholesale licenses granted, in 1902-3, 37.

4. Question as to provision in Act, as to consent of Commissioners in two districts, 169.

5. Return ordered, of copies of complaints against W. Cowan, 58. Presented, 79. (Sessional Papers No. 69.) Not printed.

6. Return ordered, shewing number of saloon and wholesale licenses granted in 1901-3, 129. Presented, 146. (Sessional Papers No. 80.) Not printed.

7. Return ordered, of copy of Report of Mr. Stewart, on investigation into alleged frauds in Rainy River South, 200. (Not brought down.)

8. Return ordered, shewing names of persons convicted of violation of Act in County of Carleton, 209. Presented, 226. (Sessional Papers No. 83.) Not printed.

9. Return ordered, of names of persons convicted for violation of the Act in North Hastings, 307. (Not brought down.) See Innkeepers.

LIVE STOCK :

1. Report presented, 266. (Sessional Papers No. 23.) Printed.

2. Report of Registrar of, presented, 266. (Sessional Papers No. 24.) Printed.

3. Question as to any appropriation to pay expenses of Ontario Exhibitors of, at St. Louis Exhibition, 197.

LOAN CORPORATIONS ACT :

1. Bill (No. 35), introduced to amend, 145. Second reading, 193. House goes into Committee on, 223. Third reading, 250. R. A., 347. (4 Ed. VII. c. 17.)

2. Report presented, 247. (Sessional Papers No. 11.) Printed.

3. Return presented, to an Order of the House of the Session of 1903, for Return of copies of forms of applications for terminating stock, 27. (Sessional Papers No. 59.) Not printed.

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Petition for Act respecting, 57. Reported, 80. Bill (No. 42), introduced and referred, 83. Reported, 144. Second reading, 158. House goes into Committee on, 201. Third reading, 208. R.A., 347. (4 Ed. VII. c. 81.)

LONDON, CITY OF :

Petition for Act respecting, 13. Reported, 45. Bill (No. 12), introduced and referred, 47. Reported, 109. Second reading, 120. House goes into Committee on, 156. Third reading, 167. R. A., 347. (4 Ed. VII. c. 51.)

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LORD'S DAY :

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LORNE, TOWNSHIP OF :

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McDOUGALL, ALFRED :

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MAGISTRATES :

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MANITOULIN ISLAND :

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2. Return ordered, of correspondence relating to the establishment of a Model, Normal, or Training School, 306. (Not brought down.)

3. Motion for Return of correspondence, regarding appointment of person to oversee expenditure on; withdrawn, 153-4.

MANITOULIN AND NORTH SHORE RAILWAY :

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2. Question as to what lands withdrawn from sale, to meet land grants to, etc., 300.

3. Return ordered, of copies of Orders in Council setting apart lands to, under Land Grants Act, etc., 307. (Not brought down.)

MARRIAGE ACT :

Bill (No. 144), introduced to amend, 182. Second reading and referred to the Legal Committee, 200. No report.

MARSH, HENRY :

Return ordered, of correspondence with reference to the granting of a lot, or the pine on a lot, to, in the Township of Widdifield, 306. (Not brought down.)

MELICK, TOWNSHIP :—See Free Grant Townships.**MEMBERS :**

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5. Sessional Indemnity paid to, 321.

6. Questions as to interest of, in Sault Consolidated Companies, 168, 209.

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9. Supersedes his own Motion, by motion to adjourn the House, 185.

METROPOLITAN POWER COMPANY :

Return presented, to an Order of the House of the Session of 1903, for a Return of correspondence re a grant of land under Ottawa River, 27. (Sessional Papers No. 60.) Not printed.

MINES AND MINING :

1. Report presented, 185. (Sessional Papers No. 5.) Printed.

2. Return presented, to an Order of the House of the Session of 1903, for Return of correspondence relating to the granting of certain mining locations to one Gideon Lariviere, 26. (Sessional Papers No. 56.) Not printed.

3. Question as to total acreage of mining lands sold or leased, 1898 to 1903, etc., 183.

MISSISSAGUA RESERVE :—See Timber.**MOUNT McKAY AND KAKABEKA RAILWAY COMPANY :**

Petition for Act of incorporation, 53. Reported, 131. Bill (No. 61), introduced and referred, 150. Reported, 205. Second reading, 213. House goes into Committee on, 235. Third reading, 261. R.A., 347. (4 Ed. VII. c. 82.)

MOUNTAIN, TOWNSHIP OF :

Petition for Act respecting, 15. Reported, 164. Bill (No. 25), introduced and referred, 166. Reported, 190. Second reading, 200. House goes into Committee on, 211. Third reading, 212. R.A., 347. (4 Ed. VII. c. 52.)

MUNICIPAL ACCOUNTS :

Bill (No. 118), introduced to amend the Act to make better provision for keeping and auditing, 109. Second reading and referred to the Municipal Committee, 175. Reported, 212. Order discharged, 247. Provisions incorporated with Statute Law Amendments.

MUNICIPAL AUDITOR :—See Provincial Municipal Auditor.**MUNICIPAL LAW :**

1. Bill (No. 78), introduced to amend, 42. Second reading and referred to the Municipal Committee, 76. Reported, 212. Mr. Murphy.

2. Bill (No. 79), introduced to amend, 43. Order for second reading discharged, 76. Mr. Murphy.

3. Bill (No. 80), introduced to amend, 43. Second reading and referred to the Municipal Committee, 88. Reported, 212. Mr. MacKay.

4. Bill (No. 83), introduced to amend, 47. Second reading and referred to the Municipal Committee, 78. Reported, 212. Mr. Little (Cardwell.)

5. Bill (No. 85), introduced to amend, 47. Second reading and referred to Committee on Agriculture and Colonization, 88. Reported, 182. House goes into Committee on and rises without reporting, 200. Mr. Rountledge. See Horses.

6. Bill (No. 90), introduced to amend, 52. Second reading and referred to the Municipal Committee, 88. Reported, 212. Mr. Brown.

7. Bill (No. 92), introduced to amend, 60. Second reading and referred to the Municipal Committee, 88. Reported, 212. Mr. Rickard.

8. Bill (No. 93), introduced to amend, 60. Second reading and referred to the Municipal Committee, 89. Reported, 212. Mr. Preston (Brant.)

9. Bill (No. 95), introduced to amend, 65. Second reading and referred to the Municipal Committee, 89. Reported, 212. Mr. Beck.

10. Bill (No. 97), introduced to amend, 65. Second reading and referred to the Municipal Committee, 89. Reported, 212. Mr. Fox.

11. Bill (No. 102), introduced to amend, 70. Second reading and referred to the Municipal Committee, 128. Reported, 212. Mr. Tucker.

12. Bill (No. 104), introduced to amend, 70. Second reading and referred to the Municipal Committee, 175. Reported, 212. Mr. Nesbitt.

13. Bill (No. 106), introduced to amend, 70. Second reading and referred to the Municipal Committee, 175. Reported, 212. Mr. Brown.

14. Bill (No. 107), introduced to amend, 70. Second reading and referred to the Municipal Committee, 175. Reported, 212. Mr. Kribs.

15. Bill (No. 152), introduced "The Municipal Amendment Act, 1904," 212. Second reading, 256. House goes into Committee on, 255, 264, 268, 310. Third reading, 310. R.A., 347. (4 Ed. VII. c. 22.)

16. Committee appointed, 7, 28. Report, 212, 260.

17. Petitions re County Councils Act, for and against, amendments re composition of County Councils, etc., 14, 19, 28, 40, 42, 44, 52, 53, 58, 61, etc.

18. Petition re power of refusal to license Theatre or Opera House, 40.

19. Petitions for legislation re care of the Poor in municipalities, 28, 42, 53, 58, 69, etc.

20. Petition re Controllers, 130.

MUNICIPAL OWNERSHIP:—See Public Utilities.

MUNICIPAL TAXATION:—See Assessment Law, 1.

MUSKOKA LAKES AND NAVIGATION AND HOTEL COMPANY:

Petition for Act respecting, 85. Reported, 117. Bill (No. 50), introduced and referred, 118. Reported; title amended, 132. Second reading, 157. House goes into Committee on, 187. Third reading, 208. R.A., 347. (4 Ed. VII. c. 100.)

NATURAL GAS:

1. Motion that Government should memorialize Government of Canada to prohibit exportation of, etc., and amendment proposed as to cancellation of licenses after six months, and Debate on adjourned, 142.

Debate resumed and amendment to amendment re export into United States proposed and negatived, 171. Amendment to amendment then proposed and carried, having reference to action to be taken by Province in the way of cancelling licenses of occupation, etc., 172. Motion as amended put and carried, 174.

2. Petition praying stoppage of export of, 181.

NEPIGON RAILWAY COMPANY:

Petition for Act respecting, 137. Reported, 148. Bill (No. 130), introduced and referred, 161. Reported, 206. Second reading, 214. House goes into Committee on, 229. Third reading, 232. R.A., 347. (4 Ed. VII. c. 83.)

NEW MARKET PRESBYTERIAN CHURCH:

Petition for Act respecting, 21. Reported, 45. Bill (No. 28), introduced and referred to Commissioners of Estate Bills, 53. Reported, and referred to Committee on Private Bills, 121. Reported, fees remitted, 132. Second reading, 157. House goes into Committee on, 187. Third reading, 195. R.A., 347. (4 Ed. VII. c. 103.)

NEWMARKET, TOWN OF:

Petition for Act respecting, 79. Reported, 95. Bill (No. 49), introduced and referred, 98. Reported, 132. Second reading, 157. House goes into Committee on, 187. Third reading, 191. R.A., 347. (4 Ed. VII. c. 53.)

NICHOL, W. L.:

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NIPISSING, SOUTH:

Motion proposed and negatived, to reduce salary of Stipendiary Magistrate of, 338.

NORTH BAY, TOWN OF:

Petition for Act respecting, 15. Reported, 44. Bill (No. 16), introduced and referred, 47. Reported, 82. Second reading, 89. House goes into Committee on, 110. Third reading, 133. R.A., 347. (4 Ed. VII. c. 54.)

NORTH MIDLAND RAILWAY COMPANY :

Petitions for Act of incorporation, 12, 77, 90, 111, 116. Reported, 82. Bill (No. 18), introduced and referred, 83. Reported, 221. Second reading, 228. House goes into Committee on, 264. Third reading, 264. R.A., 347. (4 Ed. VII. c. 84.)

NORTH HASTINGS :

Return ordered, giving names of persons convicted for violation of the Liquor License Act in, in 1902-3, with fines, costs, etc, 307. Not brought down.)

NORTH RENFREW :

1. Motion to add certain words to Address disapproving of delay in holding election in, 9. Negated, 22-3.

2. Question with reference to Return to Writ of Election after death of Mr. Munro, 49.

NORTH TORONTO, TOWN OF :

Petition for Act respecting the construction of local improvements in, 15. Reported, 95. Bill (No. 24), introduced and referred, 98. Reported, 160. Second reading, 175. House goes into Committee on, 187. Third reading, 195. R.A., 347. (4 Ed. VII. c. 55.)

NOXIOUS WEEDS :

Bill (No. 99), introduced to amend the law respecting the destruction of, 69. Second reading and referred to Committee on Agriculture and Colonization, 120. Reported, 182. House goes into Committee on, 230. Third reading, 232. R.A., 347. (4 Ed. VII. c. 27.)

ONTARIO ANATOMY ACT :

Bill (No. 87), introduced to amend, 48. Second reading and referred to the Legal Committee, 166. No report.

ONTARIO COMPANIES ACT :

Bill (No. 75), introduced to amend, 31. Second reading negated, 89.

ONTARIO, COUNTY GAOLER :

Return ordered, of correspondence re salary of, 76. Presented, 79. (Sessional Papers No. 70.) Not printed.

ONTARIO FACTORIES ACT :

1. Bill (No. 100), introduced to amend, 69. Order for second reading discharged, 121.

2. Bill (No. 141), introduced to amend, 166. Second reading, 193. House goes into Committee on, 228, 244. Third reading, 252. R.A., 347. (4 Ed. VII. c. 26.)

3. Report presented, 266. (Sessional Papers No. 8.) Printed.

ONTARIO LAND SURVEYORS ACT :

Resolution introduced re fees of candidates for examination under; Lieutenant-Governor's recommendation signified; passed through Committee and referred to the Statute Law Amendment Bill, 233, 236-7.

ONTARIO MINING COMPANY VS. SEYBOLD :

Return ordered, of copy of Judgment of Judicial Committee of Privy Council, in case of, 306. Presented, 343. (Sessional Papers No. 93.) Printed.

ONTARIO WIND AND TORNADO MUTUAL INSURANCE COMPANY :

Petition for Act of incorporation, 53. Reported, 96. Bill (No. 59), introduced and referred, 123. Reported withdrawn; fees remitted, 160. See Weather Insurance.

ORILLIA, TOWN OF :

Petition for Act respecting, 8. Reported, 45. Bill (No. 3), introduced and referred, 47. Reported, 131. Second reading, 157. House goes into Committee on, 174. Third reading, 179. R.A., 347. (4 Ed. VII. c. 56.)

OSNABRUCK, TOWNSHIP OF :

1. Petition for Act to consolidate the floating debt of, 77. Reported, 164. Bill (No. 48), introduced and referred, 166. Reported, 190. Second reading, 200. House goes into Committee on, 211. Third reading, 227. R.A., 347. (4 Ed. VII. c. 57.)

2. Petition for Act respecting certain By-laws concerning drainage in, 207-8. Reported, 227. Bill (No. 147), introduced and referred, 227. Reported, 242. Second reading, 251. Order discharged; fees remitted, 299.

OTTAWA, CITY OF :

Petition for Act relating to, 51. Reported, 81. Bill (No. 37), introduced and referred, 82. Reported, 123. Second reading, 128. House goes into Committee on, 16. Third reading, 167. R.A., 347. (4 Ed. VII. c. 58.)

OTTAWA EAST, VILLAGE OF :

Petition for Act to confirm a certain By-law of the Village and an agreement with the Ottawa East Water Company, Limited, 10. Reported, 44. Bill (No. 2), introduced and referred, 46. Reported, 64. Second reading, 78. House goes into Committee on, 107. Third reading, 118. R.A., 347. (4 Ed. VII. c. 59.)

OTTAWA NORMAL SCHOOL :

Question as to teaching of Domestic Science in, 74.

OTTAWA POLICE COURT :

Question as to fines and penalties imposed by Magistrate in, under Criminal Code of Canada, etc., 208.

OTTAWA RIVER RAILWAY COMPANY :

Petition for Act of incorporation, 40. Reported, 149. Bill (No. 122), introduced and referred, 161. Reported; title amended, 194. Second reading, 213. House goes into Committee on, 250. Third reading, 213. R.A., 347. (4 Ed. VII. c. 85.)

OXFORD, COUNTY OF :

Petition for Act to confirm By-law No. 519 of, 53. Reported, 148. Bill (No. 40), introduced and referred, 150. Reported, 178. Second reading, 189. House goes into Committee on, 210, 250. Third reading, 250. R.A., 347. (4 Ed. VII. c. 60.)

OXFORD REFORMATORY :

Return presented, to an Order of the House of the Session of 1903, for a Return of copies of correspondence re establishment of, 260. (Sessional Papers No. 55.) Not printed. See Statute Law.

PAIPOONGE, MUNICIPALITY OF :

Petition for Act of incorporation, 90. Reported, 97. Bill (No. 55), introduced and referred, 98. Reported, 202. Second reading, 213. House goes into Committee on, 229. Third reading, 234. R. A., 247. (4 Ed. VII. c. 61.)

PAPER SUPPLY:—See Printing.

PARLIAMENT BUILDINGS, OLD:

1. Question as to when ground sold or leased, etc., 35.
2. Question as to time of sale of buildings, to whom, etc., 305.

PASSENGER RATES:—See Railways.

PEAT FUEL:

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PEOPLES' LIFE INSURANCE COMPANY:

1. Question as to permission to issue debenture, stock, etc., 169.
2. Return ordered, of copy of Order-in-Council re increase in capital stock of, 127. Presented, 204. (Sessional Papers No. 82.) Not printed.

PERTH, TOWN OF:

1. Petition for Act respecting, 12. Reported, 45. Bill (No. 19), introduced and referred, 47. Reported, 72. Second reading, 78. House goes into Committee

on, 107. Third reading, 113. R. A., 347. (4 Ed. VII. c. 62.)

2. Petition for Act respecting Electric Lighting in, 53. Reported, 80. Bill (No. 47), introduced and referred, 87. Reported withdrawn, 123. Recommitted for further consideration, 145. Reported, 178. Second reading, 187. House goes into Committee on, 201. Third reading; title amended, 208. R. A., 347. (4 Ed. VII. c. 63.)

PETERBOROUGH, TOWN OF:

Petitions for Act respecting, 42, 94. Reported, 62. Bill (No. 13), introduced and referred, 65. Reported, 122. Second reading, 128. House goes into Committee on, 229. Third reading, 263. R. A., 347. (4 Ed. VII. c. 64.)

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2. Question as to date of patent of 94 feet on Algoma street, to James Conmee, 218.
3. Return ordered, of copies of deeds, etc., relating to sale, to James Conmee of 9-20 of an acre of block "B" in, 305. (Not brought down.)

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1. Committee appointed, 7, 28. Reported, 85, 206, 281, 343.
2. Recommend extra printing and binding, 87, 207.
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4. Recommend the payment of printing the Canadian Camp-Readers' Association Report, 281.
5. Copy of Order-in-Council presented, re tender of Riordan Paper Mills for supply of printing paper, 25. (Sessional papers No. 49.) Printed. Ratified by House, 113.

5. Copy of Order-in-Council presented, re renewal of contract for printing, 26. (Sessional Papers No. 51.) Printed. Ratified by House, 113.

6. Contract for printing extended for five years and price raised to 50 cents per 1,000 ems, 314.

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1. Report presented, 204. (Sessional Papers No. 39.) Printed.

2. Petition respecting confinement of lunatics in county gaols, 10. See Provincial Institutions.

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1. Committee appointed, 7, 28. Report, 63, 72, 82, 98, 109, 112, 117, 122, 131, 140, 144, 149, 160, 178, 181, 190, 194, 202, 205, 242.

2. Time for petitions, etc., extended, 15, 160. See Bills.

PRIVILEGES AND ELECTIONS:

Committee appointed, 7, 28. No report.

PROHIBITION:—See Liquor License Law.

PROVINCIAL INSTITUTIONS:

1. Question as to amount to be received by "Saturday Night" for descriptive notices on, 198.

2. Question as to which three were written up, 217.

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Report presented, 25. (Sessional Papers No. 45.) Printed.

PUBLIC ACCOUNTS:

1. Committee appointed, 7, 28. Report, (Appendix No. 1.)

2. Accounts presented and referred to Committee, 25. (Sessional Papers No. 1.) Printed.

3. Papers and documents referred to, 119.

4. Members added, 123.

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1. Questions as to whether they may engage in private business, 50, 54, 118, 197. See Chamberlain Sissons. Hamilton. Houston. Day. Civil Servants. Public Officers.

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1. Bill (No. 98); introduced to amend the Act, 69. Order for second reading discharged, 200.

2. Report presented, 59. (Sessional Papers No. 36.) Printed.

PUBLIC LIBRARIES ACT:

Bill (No. 74), introduced to amend, 31. Second reading and referred to the Legal Committee, 58. No report. See Statute Law Amendment Act.

PUBLIC OFFICERS:

Bill (No. 76), introduced to amend the law respecting security of, 31. Second reading, 114. House goes into Committee on, 124. Third reading, 145. R. A., 347. (4 Ed. VII. c. 4.) See Public Employes.

PUBLIC SERVICE:—See Civil Servants. Public Employes, Public Officers.

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2. Report of Select Committee on—appointed in 1903*—presented, 342. Appendix No. 2.) Printed for distribution only.

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Report presented, 78. (Sessional Papers No. 7.) Printed.

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2. Question as to price fixed for spruce, etc., 103. See Timber.

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1. Report presented, 41. (Sessional Papers No. 6.) Printed.

2. Return ordered, of payments in detail, made by Commissioners in 1903, 210. Presented, 223. (Sessional Papers No. 84.) Not printed.

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1. As to applications of volunteers to be located in townships of Patterson and Hardy, 31. Mr. Mackay.

2. As to supply of free school books, 31. Mr. Graham.

3. As to wages paid at Sault Ste. Marie, 32. Mr. Whitney.

4. As to fishing lease to Mr. McNee in James Bay, 32. Mr. Hendrie.

* Vide pp. 184, 214, Journals, 1903.

* Entered, as well, under respective alphabetical heads.

5. As to amount received in 1903 for timber bonus, 33. Mr. Matheson.

6. As to what limits sold on Wahnapitae River, 33. Mr. Matheson.

7. As to amount claimed to be owing by Alfred McDougall, 33. Mr. Matheson.

8. As to amount of tenders for bonds of Temiskaming and Northern Ontario Railway, 33. Mr. Matheson.

9. As to vacancy in office of County Clerk of York, 34. Mr. Foy.

10. As to dismissal of Walter Cowan, License Inspector, 34. Mr. Downey.

11. As to vacancy in Registry Office, County of Hastings, 35. Mr. Pearce.

12. As to sale, or lease, of old Parliament Buildings grounds, 35. Mr. Foy.

13. As to a General Election before trial of bye-election petitions, 36. Mr. St. John.

14. As to care of logs in bush, left there by failure of Consolidated Companies at the Sault, 36. Mr. St. John.

15. As to when veterans will receive certificates, 36. Mr. Powell.

16. As to amount paid for destruction of Barberry shrub, 37. Mr. Little (Cardwell.)

17. As to how many saloon and wholesale licenses issued in 1902-3, 37. Mr. Barr.

18. As to extension of Volunteer Land Grant Act, 38. Mr. Reid.

19. As to number of patients in, and aid granted to, Huntsville Hospitals, 38. Mr. Mahaffy.

20. As to number of applications made and granted under Volunteer Land Grant Act, 40. Mr. Barr.

21. As to confirmation of lease of James Bay fisheries, 38. Mr. Hendrie.

22. As to suspension of Theo. Taylor, 40. Mr. Duff.

23. As to Provincial aid towards maintenance of isolation hospitals, 48. Mr. Murphy.

24. As to permits to mill owners to cut pine in Chesley and Chesley additional, 48. Mr. Smyth.

25. As to application to Government of Canada for subsidy to Temiskaming and Northern Ontario Railway, 49. Mr. Sutherland.

26. As to return to Writ of Election in North Renfrew, after death of Mr. Munro, 49. Mr. Whitney.

27. As to engagement by Government employees in private business, and as to interest of Dr. Chamberlain in private hospital in Hamilton, 50. Mr. Clark (Bruce.)

28. As to number of volunteers receiving grants, 54. Mr. Pyne.

29. As to participation of Registrar of Brant in private business, 54. Mr. Preston (Brant.)

30. As to when Temiskaming Railway will be completed between North

Bay and its terminus at New Liskeard, cost per mile, etc., 54. Mr. Powell.

31. As to use of Patriotic Programmes in Schools, 55. Mr. Hoyle.

32. As to how many miles of Temiskaming Railway completed, 55. Mr. Nesbitt.

33. As to amount paid out in Railway Subsidies, since January 1903, 56. Mr. Nesbitt.

34. As to Voters Lists in Unorganized Territories, 56. Mr. Smyth.

35. As to extra supply to Members, of Municipal Taxation Bill, 58. Mr. Pyne.

36. As to number of Petitions for aid to build and repair Colonization roads and bridges in Algoma District, 65. Mr. Smyth.

37. As to amount of money spent on the Bruce Mines and Desert Lake Road, 66. Mr. Smyth.

38. As to plans and estimates for Bridge between main land and St. Joseph's Island, 66. Mr. Smyth.

39. As to dismissal of W. L. Nichol from office at Thessalon, 67. Mr. Gamey.

40. As to lease of Fort Frances Water Power and to whom, 67. Mr. Matheson.

41. As to vacancy in office of Clerk of the Peace, Thunder Bay District, 68. Mr. Matheson.

42. As to Provincial aid towards the dead meat industry, 72. Mr. Duff.

43. As to Petitions received for drainage in Balfour and Rayside Townships, 72. Mr. Smyth.

44. As to forfeiture of Vermillion Mine for non-performance, 72. Mr. Clark (Bruce.)

45. As to domestic science teaching at Ottawa Normal School, 73. Mr. Powell.

46. As to revision of fees of Magistrates, 73. Mr. Hoyle.

47. As to Quebec having granted license to fish in Lake Temiskaming, 75. Mr. Murphy.

48. As to grant to be spent on road Kendrick's Corners, 87. Mr. Gamey.

49. As to charge of fifty cents per acre in Free Grant townships, 88. Mr. Powell.

50. As to amount of money received since Confederation from sales of Common School lands and how much paid on account of Land Improvement Fund, etc., 99. Mr. Hendrie.

99. Mr. Reid.

51. As to timber cut by Lake Superior Power Company, security held for,

52. As to money received from sales of Pulpwood, 100. Mr. Foy.

53. As to money withheld by Government of Canada, being interest on Trust Funds, 100. Mr. Foy.

54. As to prices fixed for pulpwood, 103. Mr. Foy.

55. As to amendment in Act, re Foul Brood in Bees, 103. Mr. Eilber.

56. As to persons associated in purchase of Fort Frances Water Power, 104. Mr. Matheson.

57. As to Petitions for aid to build Colonization Roads in Frontenac, 104. Mr. Gallagher.

58. As to report on building a bridge across Sydenham Lake, 106. Mr. Gallagher.

59. As to Experimental Farm in Lincoln, 118. Mr. Jessop.

60. As to W. R. Abrey engaging in business outside of official duty, 118. Mr. Gamey.

61. As to filing of maps by Companies seeking to charter railways to Hudson Bay, etc., 126. Mr. Carscallen (Hamilton.)

62. As to closing up of the Wiarton Beet Sugar Company, 127. Mr. Hoyle.

63. As to reports from timber estimators on Mississagua Reserve, 140. Mr. Beatty.

64. As to revenue and expenditure of Game Commission, 140. Mr. Downey.

65. As to reversion of Lorne Township to Crown, for non-performance, 141. Mr. Gamey.

66. As to experience of J. E. Day, as Crown Counsel, 141. Mr. Pyne.

67. As to purchase of timber berths 195 and 201, at late sale, 142. Mr. Whitney.

68. As to length of ties and woods accepted for, on Temiskaming Railway, 151. Mr. Pyne.

69. As to jurisdiction of William Houston re school inspection; threats to Government, etc., 151. Mr. Gamey.

70. As to mortgage or lien on Algoma Central Railway and Sault Industries, 152. Mr. Powell.

71. As to nomination of J. J. Kehoe for Commons, etc., 152. Mr. St. John.

72. As to cost of construction and furnishing of London Infirmary, 167. Mr. Beck.

73. As to the growing scarcity of Quail, 168. Mr. Reaume.

74. As to employment of William Houston on "Globe," while School Inspector, 168. Mr. Whitney.

75. As to interest of certain Members of the House in Sault Consolidated Companies, 168. Mr. Hanna.

76. As to consent of Boards of License Commissioners in certain cases, 169. Mr. Preston (Brant.)

77. As to issue of debenture stock by any Insurance Company, 169. Mr. Gamey.

78. As to total acreage of mining lands, sold and leased 1898 to 1903, 183. Mr. Carscallen (Hamilton.)

79. As to application of Grand Trunk, or Grand Trunk Pacific, for subsidy, 184. Mr. Reid.

80. As to amendment to Volunteer Land Grant Act in favor of South Africa volunteers, 184. Mr. Powell.

81. As to dispute with Victoria Harbour Lumber Company re measurement of timber, 184. Mr. Smyth.

82. As to who has license to cut timber on lots 11 and 12, concession 1, in Township of Dana, 188. Mr. Smyth.

83. As to right to cut timber, other than pine, in Township of Rathbun, 189. Mr. Smyth.

84. As to distance from Township of Dana, to Algoma Central Railway and as to quantity of timber used on railway, 195. Mr. Smyth.

85. As to sale of part of Court House and Gaol grounds at Port Arthur, and to whom, 195. Mr. Smyth.

86. As to sufficiency of fees, collected from candidates, to meet cost of examinations, etc., 196. Mr. Whitney.

87. As to appropriation to pay expenses of Ontario Exhibitors at St. Louis Exhibition, 197. Mr. Whitney.

88. As to right of Mr. Sissons to practise his profession while Master of Titles, 197. Mr. Whitney.

89. As to nature and description of securities held by Messieurs Conmee and Bowman, 198. Mr. Whitney.

90. As to amount paid to "Saturday Night" for descriptive articles on Public Institutions, 198. Mr. Gamey.

91. As to examination of assets of licensed companies by Insurance Department, 198. Mr. Gamey.

92. As to fines collected by Ottawa Police Magistrate under Criminal Code of Canada, etc., 208. Mr. Powell.

93. As to aid towards development of Peat Fuel Industry, 209. Mr. Hoyle.

94. As to whether R. E. Truax, M.P.P., is a creditor of Allied Companies at Sault Ste. Marie, 209. Mr. Dunlop.

95. As to fishing licenses in Thames; revenue derived; names of Inspectors, etc., 214. Mr. Beck.

96. As to the several companies which established factories for manufacture of sugar from beets, 215. Mr. Carscallen (Hamilton.)

97. As to use of gill nets with tug boats on Lake Erie, etc., 216. Mr. Brower.

98. As to timber cut by Algoma Central Railway on lots 6 to 10 Township of Dana, 217. Mr. Smyth.

99. As to which three Provincial Institutions were written up by "Saturday Night," etc., 217. Mr. Gamey.

100. As to issue of Patent to James Conmee, of 94 feet in Port Arthur, 218. Mr. Smyth.

101. As to acquisition of revenue from International Ferry at Sault Ste. Marie, 299. Mr. Joynt.

102. As to establishment of Customs Smelter in Northern Ontario, 299. Mr. Gamey.

103. As to withdrawal from sale, or exploration, of lands to meet Land Grant to Algoma Central and Manitoulin Railway, 300. Mr. Smyth.

104. As to withdrawal of Townships of Merritt, Foster and Baldwin from location by volunteers, 302. Mr. Clark (Bruce.)

105. As to position of H. C. Hamilton and his connection with Algoma Central Railway, and Allied Companies at Sault, 303. Mr. Hanna.

106. As to parties fishing on Lake Erie with pound nets, using gill nets with tug boats, 303. Mr. Brower.

107. As to location of logs cut by Victoria Harbour Lumber Company, in Dana township, in 1902-3, re-measurement, etc., 304. Mr. Smyth.

108. As to distance from present terminus of Temiskaming Railway to intersection with Grand Trunk Pacific; survey parties; cost per mile, etc., 304. Mr. Hendrie.

109. As to application of Wiarion Sugar Beet Company for guaranteed loan, 305. Mr. Clark (Bruce.)

110. As to time of sale of buildings on old Parliament grounds; when paid for, etc., 305. Mr. Lucas.

111. As to a $2\frac{1}{4}$ cents per mile passenger rate on Grand Trunk and Canadian Pacific Railways, 341. Mr. Lucas.

112. As to whom the Bonds of the Temiskaming Railway have been offered for sale, who is negotiating for disposal, 341. Mr. Pyne.

RAILWAYS, RAILWAY AID, SUBSIDIES, ETC.:

1. Bill (No. 159), introduced respecting Aid to certain Railways, 243. Resolutions introduced; Lieutenant-Governor's recommendation signified: passed through Committee; agreed to on division and referred to Bill, 254. 275-6. Second reading on division, 328. House goes into Committee on, 328, 330. Amendments, on motion for third reading negative and carried, 328-9. Third reading on division, 330. R. A., 347. (4 Ed. VII. c. 18.)

2. Question as to what amounts paid out in Subsidies, since 1st Jan., 1903, 56.

3. Question as to how many companies holding charters for roads running

to Hudson Bay, etc., have filed maps, as required by Rule, 126.

4. Question as to what lands withheld from sale or exploration, to meet land grants to Algoma Central and Manitoulin railway, 300.

5. Question as to passenger rates at $2\frac{1}{4}$ cents per mile, 341.

6. Return ordered, shewing amount paid for subsidies from 1867 to 1903, etc., 110. Presented, 142. (Sessional Papers No. 79.) Not printed.

7. Return ordered, of copies of Orders in Council, setting apart lands under Land Grant Act to Algoma Central and Manitoulin Railway, etc., 307. (Not brought down.)

8. Motion proposed, that no subsidy in land, or cash, be granted except upon condition that passenger rate shall not exceed two cents per mile and amendment proposed and carried re favourable terms to settlers and colonists, etc., 218-20.

9. Amendment proposed, but declared out of order, fixing passenger rate on James Bay railway at two cents per mile, 327.

10. Petition re taxation of Railway property, 40. See Assessment Law, 2. James Bay Railway. Supplementary Revenue.

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RAILWAY STREET CARS:

Bill (No. 138), introduced to regulate the overcrowding of, 161. Second reading and referred to the Legal Committee, 211. No report.

RAILWAY TAXATION:—See Assessment Law, 2. Supplementary Revenue Act.

RATHBUN, TOWNSHIP OF:

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RAT PORTAGE, ST. JOSEPH'S HOSPITAL:

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1. Bill (No. 110), introduced respecting, 72. Second reading, 114. House goes into Committee on, 180. Third reading, 182. R. A., 347. (4 Ed. VII. c. 37.)

2. Petition respecting rights of municipalities to cross lands of, 58.

REGISTRARS AND REGISTRY LAW :

1. Bill (No. 148), introduced to amend the Act respecting the registration of instruments relating to lands, 191. Order discharged, 247. Provisions amalgamated with Statute Law Amendments.

2. Report presented, 267. (Sessional Papers No. 35.) Printed.

RELIGIOUS INSTITUTIONS :

Bill (No. 77), introduced to amend the Act respecting, 40. Second reading, 114. House goes into Committee on, 135. Third reading, 195. R. A., 347. (4 Ed. VII. c. 36.)

ROBERTSON, DONALD :

Return ordered, of correspondence as to appointment of, as Police Magistrate in Rainy River District, 308. (Not brought down.)

ROMNEY, TOWNSHIP OF :

Petition for Act to consolidate a portion of the debt of, 109. Reported, 116. Bill (No. 59), introduced and referred, 117. Reported, 132. Second reading, 157. House goes into Committee on, 187. Third reading, 195. R. A., 347. (4 Ed. VII. c. 65.)

ST. CATHARINES, CITY OF :

1. Petitions for Act to confirm an agreement between the Water Works Commission of; the City of and Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain By-laws, 13, 14. Reported, 62. Petition against, 94. Bill (No. 7), introduced and referred, 64. Reported, 82. Second reading, 89. Recommended, 186. Reported, 194. House goes into Committee on, 211, 261. Third reading, 261. R. A., 347. (4 Ed. VII. c. 99.)

2. Petition for Act respecting, 13. Reported, 61. Bill (No. 36), introduced and referred, 64. Reported, 98. Second reading, 120. House goes into Committee on, 156. Third reading, 167. R. A., 347. (4 Ed. VII. c. 66.)

ST. CATHARINES, PELHAM AND WELLAND ELECTRIC RAILWAY COMPANY :

Petition for Act of incorporation, 15. Reported, 148. Bill (No. 22), introduced and referred, 150. Reported, 194. Second reading, 213. House goes into Committee on, 229. Third reading, 279. R. A., 347. (4 Ed. VII. c. 86.)

ST. JOSEPH AND STRATFORD ELECTRIC RAILWAY COMPANY :

Petition for Act of incorporation, 53. Reported, 95. Bill (No. 20), introduced and referred, 117. Reported, 191. Second reading, 200. House goes into Committee on, 213. Third reading, 228. R. A., 347. (4 Ed. VII. c. 87.)

ST. LOUIS EXHIBITION :

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SAN JOSE SCALE ACT :

Return ordered, shewing payments under, 119. Presented, 248. (Sessional Papers No. 87.) Not printed.

SANDWICH, WINDSOR AND AMHERSTBURG RAILWAY COMPANY :

Petition for Act respecting, 12. Reported, 44. Bill (No. 10), introduced and referred, 46. Reported, 112. Second reading, 120. House goes into Committee on, 156. Third reading, 167. R. A., 347. (4 Ed. VII. c. 88.)

SATURDAY NIGHT:—See Provincial Institutions.

SAULT STE. MARIE :

1. Petitions for Act respecting the Municipality of, 21, 79. Reported, 97. Bill (No. 32), introduced and referred, 99. Reported, 242. Second reading, 251. House goes into Committee on, 261. Third reading, 268. R. A., 347. (4 Ed. VII. c. 67.)

2. Question as to payment of wages at, 32.

3. Question as to putting men in bush to take care of timber left by failure of Consolidated Companies, 36.

Question as to quantity of timber cut in 1900-3 by Lake Superior Power Company, etc., 99.

5. Question as to mortgage, or lien, covering property at, 152.

6. Question as to the interest of certain members in the payment of the debts of the Consolidated Companies at, 168.

7. Question as to exact nature and description of securities held by Messrs. Conmee and Bowman, against the Algoma Central Railway, etc., 198.

8. Question as to whether R. E. Truax, M.P.P., is a creditor of the companies, 209.

9. Question as to who are the capitalists behind the scheme for reorganization, 214.

10. Question as to acquisition by Province of the revenue from International Ferry at, 299.

11. Motion proposed and negatived, re payment of moneys at, 91-3.

12. Return ordered, shewing names of all persons paid at, or elsewhere, etc., 41. Presented, 59. (Sessional Papers No. 65.) Printed. Referred to Committee on Public Accounts, 119.

13. Return ordered, of copy of Order-in-Council relating to payment of employees at, 78. Presented, 115. (Sessional Papers No. 74.) Printed.

14. Return ordered, shewing names of the various companies included in Consolidated Lake Superior Companies, names of secured creditors, etc., 158. Presented, 256. (Sessional Papers No. 85.) Printed.

15. Return ordered, shewing particulars of claims, charges, judgments, etc., against the Consolidated Companies and Algoma Central Railway Company, etc., 189. Presented, 256. (Sessional Papers No. 85.) Printed.

16. Return ordered, shewing what securities are covered by the lien of Messrs. Connée and Bowman against the Algoma Central Railway, etc., 189. Presented, 257. (Sessional Papers No. 85.) Printed.

17. Return ordered, giving nature and description of securities held by Messrs. Connée and Bowman, referred to by Attorney-General in his reply to a question of 16th March, 199. (Not brought down.)

18. Return ordered, shewing names of allied industries, with copies of mortgages, notes, etc., 210. Presented, 257. (Sessional Papers No. 85.) Printed.

SAVINGS BANKS IN SCHOOLS:

Return ordered, of correspondence respecting, 75. Presented, 111. (Sessional Papers No. 73.) Not printed.

SECRETARY, PROVINCIAL:

1. Report presented, 163. (Sessional Papers No. 37.) Printed.

2. Announces prorogation, 350.

SEYBOLD:—See Ontario Mining Company.

SIMCOE COUNTY MUTUAL FIRE INSURANCE COMPANY:

Petition for Act respecting, 160. Reported, 164. Bill (No. 66), introduced and referred, 166. Reported, 194. Second reading, 228. House goes into Committee on, 236. Third reading, 263. R. A., 347. (4 Ed. VII. c. 101.)

SISSONS, H. J. F.:

1. Question as to his practising his profession, while Master of Titles, 197.

2. Return ordered, of copy of Report of J. K. Stewart, into alleged license frauds in Rainy River South, in which a letter from, to one Edward Connors was produced or referred to, 200. (Not brought down.)

SLEIGHS:

1. Bill (No. 117), introduced to regulate the width of, 99. Second reading and referred to Committee on Agriculture and Colonization, 128. No report.

2. Petition respecting, 77.

SOUTHWESTERN TRACTION COMPANY:

Petition for Act respecting, 21. Reported, 81. Bill (No. 23), introduced and referred, 83. Reported, 206. Second reading, 214. House goes into Committee on, 235. Third reading, 261. R. A., 347. (4 Ed. VII. c. 89.)

SPEAKER, MR.:

1. Informs the House that he had received notifications of vacancies, 2.

2. That the Clerk had laid upon the table certificates of elections, 3, 18.

3. That he had obtained copy of Speech, 6.

4. That Reports from Commissioners of Estates Bills had been received, 108, 121, 175.

5. That he had forwarded memorial re Subsidy to Temiskaming Railway to Sir W. Laurier, 177.

6. Calls attention of members to rule relating to offensive words in Debate, 20.

7. Decides points of order, 238, 243, 285-90, 322, 327.

8. Rulings set out at length, 238, 285-90.

9. Reserves decision, 230, 283.

10. Votes on a tie, giving his reason, 298.

11. Calls attention of the House to the fact that a Bill is in contravention of Rule governing imposition of tax, 238-9.

12. Reads messages from His Honour transmitting Estimates, 15, 39, 224, 310.

SPEECH:—See Lieutenant-Governor.

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1. Committee appointed, 7, 28. Report, 44, 45, 61, 62, 63, 80, 81, 95, 96, 97, 116, 131, 147, 148, 149, 164, 165, 190, 227.

2. Recommends extension of time, 45, 62, 96, 131, 148.

3. Recommends that attention of other Committees be called to certain matters, 81, 82.

4. Recommends that Bills be not considered until proof of further notice, 45, 46, 63, 96, 98, 165.

5. Reports notices as insufficient, 98, 149.

STATIONARY ENGINEERS :

Bill (No. 114), introduced to regulate, 83. Second reading and referred to a Select Committee, 120. Committee named, 204. Petition against, 252. No report.

STATUTE LABOUR :

Bill (No. 73), introduced respecting, 31. Second reading, 114. House goes into Committee on, 255. Third reading, 268. R. A., 347. (4 Ed. VII. c. 25.)

STATUTE LAW AMENDMENT ACT :

1. Bill (No. 101), introduced to amend the Act of 1903, 69. Second reading and referred to the Municipal Committee, 107. Reported, 260. House goes into Committee on, 280. Order discharged, 314. Provisions to be amalgamated with Act of 1904. See below.

2. Bill (No. 142), introduced "The Statute Law Amendment Act, 1904." 166. Second reading, 233. Resolutions introduced. Lieutenant-Governor's recommendation signified; passed through Committee and referred to Bill, 233, 236-7. House goes into Committee, on 238, 269, 277, 314. Third reading, 314. R. A., 347. (4 Ed. VII. c. 10.)

3. Bill (No. 160), introduced to further amend the Statute Law, 249. Second reading, 276. House goes into Committee on, 269, 277. Order discharged, 279. Provisions amalgamated. See above.

STATUTES SESSIONAL :

Statement of distribution presented, 142. (Sessional Papers No. 78.) Not printed.

STEAM BOILERS AND THRESHING MACHINES :

Bill (No. 86), introduced as to inspection of, 48. Second reading and referred to Committee on Agriculture and Colonization, 120. Petition to place under Government inspection, 42. No report.

STIRLING, VILLAGE OF :

Petition for Act to consolidate the debt of, 51. Reported, 81. Bill (No. 30), introduced and referred, 87. Reported, 112. Second reading, 120. House goes into Committee on, 156. Third reading, 167. R. A., 347. (4 Ed. VII. c. 68.)

STRATHROY AND WESTERN COUNTIES RAILWAY COMPANY :

Petition for Act respecting, 144. Reported, 148. Bill (No. 69), introduced and referred, 166. Reported, 234. Second reading, 251. House goes into Committee on, 297. Third reading, 299. R. A., 347. (4 Ed. VII. c. 90.)

STREET RAILWAY CARS : See Railway Street Cars.

STURGEON FALLS, TOWN OF :

1. Petition for Act respecting the Separate Schools in, 144. Petition against, 163. Reported, 148. Bill (No. 63), introduced and referred, 150. Reported, 181. Second reading, 188. House goes into Committee on, 201. Third reading, 203. R. A., 347. (4 Ed. VII. c. 69.)

2. Motion proposed and negatived, that certain parties be permitted to appear, with Counsel, before Bar of the House, 248-9.

SUGAR BEET INDUSTRY :

1. Bill (No. 154), introduced respecting the encouragement of, 232. Resolution introduced; Lieutenant-Governor's recommendation signified; passed through Committee and referred to Bill, 192, 270. Second reading, 276. House goes into Committee on, 295. Third reading; amendment negatived, 321. R. A., 347. (4 Ed. VII. c. 9.)

2. Question as to names of Companies which have established factories; capital stock, tonnage, etc., 215. See Wiarton.

SUPERIOR CONSOLIDATED COMPANIES :—See Sault Ste. Marie.

SUPPLEMENTARY REVENUE ACT, 1899 :

1. Bill (No. 155), introduced to amend, 232. Resolution introduced; Lieutenant-Governor's recommendation signified; passed through Committee and referred to Bill, 235, 269-70. Second reading, 276. House goes into Committee on, 295. Third reading on division, 324-5. R. A., 347. (4 Ed. VII. c. 5.)

2. Amendment proposed and negatived, to strike out all sections of Bill and to substitute the entire provisions of Bill (No. 89) re taxation of Railways; point of order raised and Mr. Speaker rules adversely, 322.

3. Amendment proposed and negatived, re apportionment of taxes to be raised under Bill, 322.

4. Amendment proposed and negatived, re appointment of Member of House to act upon Commission of enquiry, 323.

SUPPLY :

1. House resolves to go into Committee, 15. Estimates presented and referred, 15, 30, 224, 310. (Sessional Papers No. 2.) Printed.

2. Financial Statement delivered and Debate on adjourned, 43. Amendment proposed and negatived, 91-3.

3. House goes into Committee, 16, 93, 114, 124, 136, 162, 224, 241, 256, 278, 310, 333, 336.

4. Resolutions reported for Concurrence, 314-21, 336-7.

5. Postponed for concurrence, 321.

6. Agreed to, 16, 321, 337.

7. Amendments proposed and negatived to the motion "That Mr. Speaker do now leave the Chair":—

1. Disapproving of payment of moneys at Sault, 91.

2. Re Law Reform, 332.

3. Re payment to Commissioners on Gamey investigation, 335.

8. Amendments proposed and negatived to the following Resolutions :

1. Re Salary of Magistrate at South Nipissing, 338.

2. Re purchase money for London Asylum Lands, 339.

9. House resolves to go into Committee of Ways and Means, 15.

10. Goes into Committee and reports Resolutions, 17, 225, 340.

11. Bill of Supply (No. 165), introduced and read a first, second and third time, 340. (4 Ed. VII c. 1.)

12. Presented to His Honour and assented to, 348.

SURREGATE COURT FEES :

1. Copies of Orders in Council presented, re commutation of in Counties of Huron, Bruce, York and Wentworth, 26. (Sessional Papers Nos. 52, 53, and 54.) Not printed.

2. Copies of Orders in Council presented re commutation to Judges Holt and Jamieson, 50. (Sessional Papers Nos. 62, 63.) Not printed.

SYDENHAM LAKE:—See Colonization Roads and Bridges, 8.

TAYLOR, THEO.:

Question as to suspension of, 40.

TEMAGAMI LAKE:

1. Return ordered, of correspondence as to raising level of, 171. (Not brought down.)

2. Motion that islands in, should not be sold, but leased, etc., and amendment proposed that it is premature to bind Legislature to any policy, etc., and motion and amendment superseded by concurrence in motion to adjourn the House, 185.

TEMISKAMING LAKE:

Question as to Government of Quebec having granted fishing licenses in, 75. See Fisheries.

TEMISKAMING AND NORTHERN ONTARIO RAILWAY :

1. Bill (No. 70), introduced to amend the Act respecting, 30. Resolution introduced; Lieutenant-Governor's recommendation signified; passed through Committee and referred to Bill, 133, 179. Motion for second reading and Debate on adjourned, 146. Debate resumed and motion carried, 162. House goes into Committee on, 240, 267. Third reading, amendment re operation by Government for ten years, negatived, 311-13. R. A., 347. (4 Ed. VII c. 7.)

2. Report presented, 50. (Sessional Papers No. 32.) Printed.

3. Memorial to Government of Canada asking subsidy of \$3,200 per mile concurred in, 134-5.

4. Mr. Speaker informs House that he had transmitted same, 177.

5. Return ordered, shewing expenditures on, in detail, up to 31st December, 1903, 56. Presented, 111. (Sessional Papers No. 72.) Printed.

6. Return ordered, shewing quantity of each class of material removed from each cutting, etc., 341. (Not brought down.)

7. Motion for correspondence relating to applications for subsidy, withdrawn, 119.

8. Report, accounts, etc., referred to the Committee on Public Accounts, with power to send for persons and papers and take evidence, 119.

9. Question as to total amount of tenders for bonds, etc., 33.

10. Question as to application for subsidy, 49.

11. Question as to when road between North Bay and terminus will be completed and ready for operation, 54.

12. Question as to how many miles completed, 55.

13. Question as to what sized tie and what woods accepted for, 151.

14. Question as to distance from present terminus and intersection with Grand Trunk Pacific; survey parties; cost per mile, etc., 304.

15. Question as to whom bonds of, were offered for sale, etc., 341.

TERRITORIAL DISTRICT:

Bill (No. 96), introduced respecting assessment in certain, 65. Second reading and referred to the Municipal Committee, 175. Reported, 212. Order discharged, 247. Provisions amalgamated with Statute Law Amendment Act,

THUNDER BAY DISTRICT:

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THUNDER BAY, NEPIGON AND ST. JOE RAILWAY COMPANY:

1. Petition for Act respecting, 21. Reported, 96. Bill (No. 14), introduced and referred, 117. Reported, 227. Second reading, 236. House goes into Committee on, 250. Third reading, 279. R. A., 347. (4 Ed. VII. c. 91.)

2. Bill (No. 108), introduced, amending the Act respecting Aid by Land Grant to, 72. Second reading; House goes into Committee on; third reading, 296. R. A., 347. (4 Ed. VII. c. 21.)

TIE VOTE:

On motion for third reading of Bill 298.

TIMBER:

1. Return presented, to an Order of the House of the Session of 1903, for Return shewing total area of Crown Lands under license, etc., 70. (Sessional Papers No. 68.) Printed.

2. Question as to amount received for bonus in 1903, etc., 33.

3. Question as to what limits sold on Wahnapiatae River, etc., 33.

4. Question as to care of logs in bush, left by failure of Consolidated Companies at the Sault, 36.

5. Question as to permits given in Chesley and Chesley Additional, 48.

6. Question as to quantity of, cut in 1902-3 by Lake Superior Power Company, etc., 99.

7. Question as to reports of estimators on Missisagua Reserve, 140.

8. Question as to purchase of berths 195 and 201, at late sale and by whom, etc., 142.

9. Question as to who has license to cut on lots 11 and 12, Con. 1., township of Dana, 188.

10. Question as to right to cut other timber, than pine, in township of Rathbun, etc., 189.

11. Question as to distance from township of Dana to Algoma Central Railway, and quantity of timber cut in Dana and used on railway, 195.

12. Question as to timber cut by Algoma Central Railway on lots 6 to 10, township of Dana, etc., 217.

13. Question as to dispute re measurement of, with Victoria Harbour Company, 184.

14. Question as to location of logs cut in Dana, by Victoria Harbour Lumber Company in 1902-3, 304.

15. Return ordered, of correspondence regarding the granting to Henry Marsh of the pine on lot in Widdifield, 306. (Not brought down.) See Pulpwood.

TORONTO, CITY OF:

1. Petition for Act respecting, 27. Reported, 45. Bill (No. 5), introduced and referred, 47. Reported, 205. Second reading, 213. House goes into Committee on, 229. Third reading, 232. R. A., 347. (4 Ed. VII. c. 70.)

2. Petition for Act respecting, 60. Reported, 80. Bill (No. 43), introduced and referred, 83. Not proceeded with. See above.

TORONTO, CONSUMERS' GAS COMPANY:

Petition for Act to further extend the powers of, 9. Reported, 44. Bill (No. 9), introduced and referred, 46. Reported, but recommitted, 145. Reported, 149. Second reading, 158. House goes into Committee on, 187. Third reading, 208. R. A., 347. (4 Ed. VII. c. 98.)

TORONTO JUNCTION, TOWN OF:

Petition for Act respecting, 53. Reported, 165. Bill (No. 65), introduced and referred, 166. Reported, 194. Second reading, 213. House goes into Committee on, 261. Third reading, 279. R. A., 347. (4 Ed. VII. c. 71.)

TORONTO RAILWAY COMPANY:

Petition for Act respecting, 109. Reported, 117. Bill (No. 31), introduced and referred, 123. Reported, 205. Second reading, 213. House goes into Committee on, 229. Third reading, 234. R. A., 347. (4 Ed. VII. c. 93.)

TORONTO SUBURBAN RAILWAY COMPANY:

Petition for Act respecting, 144. Reported, 148. Bill (No. 126), introduced and referred, 166. Reported, 227. Second reading, 236. House goes into Committee on, 250. Third reading, 268. R. A., 347. (4 Ed. VII. c. 94.)

TORONTO TOWNSHIP AND THE TORONTO AND MIMICO RAILWAY COMPANY:

Petition for Act respecting, 144. Reported, 164. Bill (No. 127), introduced and referred, 166. Reported, 194. Second reading, 213. House goes into Committee on, 229. Third reading, 232. R. A., 347. (4 Ed. VII. c. 92.)

TORONTO UNIVERSITY:

1. Bill (No. 128), introduced to amend the Act of 1901, 133. Second reading, 193. House goes into Committee on, 204, 235. Third reading, 278. R. A., 347. (4 Ed. VII. c. 35.)

2. Report presented, 25. (Sessional Papers No. 13.) Printed.

3. Return ordered, of correspondence with reference to the construction of Physical Laboratory and Statute re Department of Forestry, 158. Presented, 248. (Sessional Papers No. 88.) Not printed.

4. Return ordered, of names of elected Members of Senate, dates of meetings, etc., 307. (Not brought down.)

TRACTION ENGINES :

Petition as to use of, on Public Highways, 69.

TRENTON, TOWN OF :

Petition for Act to consolidate the debt of, 14. Reported, 61. Bill (No. 34), introduced and referred, 64. Reported, 123. Second reading, 128. House goes into Committee on, 156. Third reading, 179. R. A., 347. (4 Ed. VII, c 72.)

TRUAX, R. E. :

Question as to whether he is a creditor of the Allied Companies at the Sault, 209. See Members.

TRUST FUNDS :

Question as to amounts of interest, withheld by Government of Canada, 100.

UNORGANIZED TERRITORY VOTERS' LISTS IN : See Voters' Lists.

VAN EPP, OWEN B. :

Petitions for Act to empower him to practice medicine in the Township of Pelee, 57. Reported, 131. Bill (No. 67), introduced and referred, 156. Reported, 190. Second reading, 200. House goes into Committee on, 211. Third reading, 212. R. A., 347. (4 Ed. VII. c. 108.)

VERMILLION GOLD MINE :

Question as to forfeit for non-performance, etc., 73.

VICTORIA HARBOUR LUMBER COMPANY :

Questions as to dispute regarding measurement of timber, 184, 304. See Timber.

VOLUNTEER LAND GRANT ACT :

1. Bill (No. 167), introduced to amend, 242. Second reading, 256. House goes into Committee on, 277. Third reading, 279. R. A., 347. (4 Ed. VII, c. 6.)

2. Question as to locations in townships of Patterson and Harvey, 31.

3. Question as to issue of certificates and cause of delay, 36.

4. Question as to extension of time for application, 38.

5. Question as to how many applications made and granted, 40.

6. Question as to how many volunteers have received grants, 54.

7. Question as to amendment to Act in favour of South African volunteers, 184.

8. Question as to withdrawal of Townships of Merritt and Baldwin, 302.

VOTE, TIE :

Mr. Speaker votes, giving reason therefor, 298.

VOTERS LISTS :

1. Bill (No. 113), introduced respecting, in Unorganized Territory, 78. Second reading and referred to the Legal Committee, 120. No report. See Statute Law Amendment Act.

2. Question as to preparation of, in Unorganized Territory, 56.

WALKERTON GENERAL HOSPITAL :

Order in Council ratified, granting aid to, 266.

WALLACEBURG, TOWN OF :

Petition for Act to consolidate the floating debt of, 58. Reported, 80. Bill (No. 46), introduced and referred, 112. Reported, 132. Second reading, 157. House goes into Committee on, 187. Third reading, 195. R. A., 347. (4 Ed. VII. c. 73.)

WEATHER INSURANCE :

Bill (No. 124), introduced respecting, 126. Second reading, 146. House goes into Committee on, 180. Third reading, 221. R. A., 347. (4 Ed. VII. c. 16.)

WIARTON BEET SUGAR COMPANY :

1. Question as to closing down of, etc., 127.

2. Question as to application for a guarantee of a temporary loan, 305.

3. Return ordered, of correspondence respecting Provincial guarantee of a loan to, 307. (Not brought down.)

WINDSOR, CITY OF :

Petition for Act respecting, 94. Reported, 116. Bill (No. 56), introduced and referred, 117. Reported, 150. Second reading, 158. House goes into Committee on, 235. Third reading, 250. R. A., 347. (4 Ed. VII, c. 74.)

WINDSOR, ESSEX AND LAKE SHORE RAPID RAILWAY COMPANY :

Petition for Act respecting, 28. Reported, 96. Bill (No. 27), introduced and referred, 98. Reported, 144. Sec-

ond reading, 158. House goes into Committee on, 201. Third reading, 208 R. A., 347. (4 Ed. VII. c. 95.)

WINDSOR AND TECUMSEH RAIL
WAY COMPANY :

Petition for Act of incorporation, 69 Reported, 81. Bill (No. 11), introduced and referred, 83. Reported, 132. See ond reading, 157. House goes into Committee on, 174. Third reading, 179. R A., 347. (4 Ed. VII. c. 96.)

WITNESSES :

Petition re crimination of, 130.. See Statute Law.

WOMEN'S INSTITUTES :

Hand book for use of presented, 50. (Sessional Papers No. 21.) Printed, for distribution only.

WORKMEN'S COMPENSATION FOR
INJURIES ACT :

Bill (No. 105), introduced to amend, 70. Second reading and referred to the Legal Committee, 175. No report.

YORK COUNTY COURT :

Question as to how long office of Clerk of vacant, 34.

LIST OF SESSIONAL PAPERS.

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Title.	No.	Remarks.
Accounts, Public.	1	<i>Printed.</i>
Addington, colonization roads expenditure in	76	<i>Not printed.</i>
Algoma Central and Hudson Bay Railway. Papers <i>in re</i> guarantee	85	<i>Printed.</i>
Appeal, Court of, Judgment, Lord's Day, profanation of.	94	"
Agricultural College, Report.	14	"
Agricultural and Experimental Union, Report	15	"
Archives, Report	48	"
Asylums. Report.	38	"
Backus, Edward W., agreement with.	71	<i>Not printed.</i>
Bee-keepers Association, Report	20	<i>Printed.</i>
Births, Marriages and Deaths, Report.	9	"
Blind Institute, Report.	41	"
Brockville Children's Aid Society, correspondence	81	<i>Not printed.</i>
Canadian Co-operative Alliance, Report.	61	"
Carleton County, violation of License Act	83	"
Children, Neglected, Report.	43	<i>Printed.</i>
Coats, William, Registrar of Huron	77	<i>Not printed.</i>
Colonization Roads expenditure in Addington	76	"
Consolidated Lake Superior Coy.	85	<i>Printed.</i>
Copyrighted selections from authors	86	<i>Not printed.</i>
Cowan, W. S., correspondence <i>re</i> dismissal of	69	"
Crown Lands, Report	3	<i>Printed.</i>
Dairymen's Association, Report	22	"
Deaf and Dumb Institute, Report	42	"
Division Courts, Report	33	"
Education, Report.	12	"
" Orders-in-Council, Department of	50	<i>Not printed.</i>
" Students admitted to Normal Schools	66	"
" Copyrighted selections etc	86	"
" Names of Public School Inspectors.	91	"
Elections, Return from Records	46	<i>Printed.</i>
" Orders <i>re</i> trials of Petitions	64	"
Entomological Society, Report.	19	"
Estimates, 1904.	2	"

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Factories, Reports of Inspectors	8	<i>Printed.</i>
Fairs and Exhibitions, Ontario	26	"
Farmer's Institutes, Report	25	"
Fisheries, Report	31	"
" pound net fishing, Cape Hurd.....	58	<i>Not printed.</i>
" pound net fishing on Lake Nipissing	89	"
" pound net fishing, Killarney and Little Current..	90	"
Forestry, Report.....	4	<i>Printed.</i>
" Department of, in University.....	88	<i>Not printed.</i>
Fruit Experimental Stations, Report	17	<i>Printed.</i>
" Growers Association, Report.....	16	"
Fumigation Appliances, Report	18	"
Game Commission, Report	30	"
Gaols, Prisons, Report.....	39	"
Health, Report	36	"
Highways, Commissioner, Report	28	"
Holt, Judge, Order in Council	62	<i>Not printed.</i>
Hospitals and Charities, Report.....	40	<i>Printed.</i>
Huron, County, Registrar of	77	<i>Not printed.</i>
Hutton, issue of Patent in.....	92	"
Industries, Report	27	<i>Printed.</i>
Insurance, Report	10	"
Jamieson, Judge, Surrogate fees to.....	63	<i>Not printed.</i>
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Judicature Act, Orders-in-Council	54	
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Kelly, Constable, appointment.....	75	"
Labour, Report.....	29	<i>Printed.</i>
Legal Offices, Report.....	34	"
Librarian, Report.....	47	<i>Not printed.</i>
Liquor Licenses, Report.....	44	<i>Printed.</i>
" Saloon and Wholesale.....	80	<i>Not printed.</i>
" Carleton, fines, etc.....	83	"
" Cowan correspondence.....	69	"
Live Stock Association, Report	23	<i>Printed.</i>
" Registrar, Report.....	24	"
Loan Corporations, Report.....	11	"
" forms of application	59	<i>Not printed.</i>
Lord's Day, profanation of	94	<i>Printed.</i>
Lunatic Asylums, Report.....	38	"

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MacDonald, F. H., Order-in-Council.....	67	<i>Not printed.</i>
Metropolitan Power Company, correspondence.....	60	"
Mines, Report.....	5	<i>Printed.</i>
Mining Locations to Larivière.....	56	<i>Not printed.</i>
Ontario County, salary of gaoler.....	70	"
Ontario Fairs, Report.....	26	<i>Printed.</i>
Ontario Mining Co'y. vs. Seybold <i>et al</i>	93	"
Oxford County, Reformatory.....	55	<i>Not printed.</i>
Paper Supply, Order-in-Council.....	49	<i>Printed.</i>
Peoples' Life Insurance Co'y., capital stock.....	82	<i>Not printed.</i>
Printing and Binding, contract.....	51	<i>Printed.</i>
Prisons and Reformatories, Report.....	39	"
Provincial Municipal Auditor, Report.....	45	"
Public Accounts, 1903.....	1	"
Public School Inspectors, names of.....	91	<i>Not printed.</i>
Public Utilities etc.....	57	<i>Printed.</i>
Public Works, Report.....	7	"
Queen Victoria Niagara Falls Park, Report.....	6	"
" , payments.....	84	<i>Not printed.</i>
Railway Subsidies, 1867 to 1903.....	79	"
Registrar General, Report.....	9	<i>Printed.</i>
Registry Offices, Report.....	35	"
Road-making, Report.....	28	"
San Jose Scale Act, payments.....	87	<i>Not printed.</i>
Sault Ste. Marie, names of persons paid.....	65	"
" , Orders-in-Council.....	74	"
" , guaranty papers.....	85	<i>Printed.</i>
Savings Banks in Schools.....	73	<i>Not printed.</i>
Secretary and Registrar, Report.....	37	<i>Printed.</i>
Seybold <i>et al</i> and Ontario Mining Co'y.....	93	"
Statute distribution.....	78	<i>Not printed.</i>
Surrogate Fees, commutation, Huron, Bruce, York.....	{ 52 } 53 54	"
Temiskaming and Northern Railway, Report.....	32	<i>Printed.</i>
" , expenditures.....	72	"
Timber License, Crown Lands under, etc.....	68	"
Toronto University, Report.....	13	"
" , correspondence <i>re</i> Physical Laboratory and Forestry Department.....	88	<i>Not printed.</i>
Women's Institutes, Handbook.....	21	<i>Printed for distribution only.</i>

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5. Education, Model Schools on Manitoulin Island.....	306
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JOURNALS
OF THE
LEGISLATIVE ASSEMBLY
OF THE PROVINCE OF ONTARIO.

Thursday, 14th January, 1904.

PROCLAMATION.

WILLIAM MORTIMER CLARK.

Canada,
Province of
Ontario.

EDWARD VIITH, by the Grace of God, of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, KING, Defender of the Faith, Emperor of India, Etc., Etc., Etc.

To our Faithful, The Members elected to serve in the Legislative Assembly of Our Province of Ontario and to every of you—GREETING.

JOHN MORRISON GIBSON, Attorney General, }
WHEREAS it is expedient for certain causes and considerations to convene the Legislative Assembly of Our said Province, WE DO WILL that you and each of you, and all others in this behalf interested, on THURSDAY, the FOURTEENTH day of the month of JANUARY now next, at OUR CITY OF TORONTO, personally be and appear for the DISPATCH OF BUSINESS, to treat, act, do and conclude upon those things which, in Our Legislature of the Province of Ontario by the Common Council of Our said Province, may by the favour of God be ordained. HARKIN FAIR NOT.

IN TESTIMONY WHEREOF, we have caused these Our Letters to be made Patent, and the Great Seal of Our Province of Ontario to be hereunto affixed: WITNESS, WILLIAM MORTIMER CLARK, LIEUTENANT-GOVERNOR of Our Province of Ontario, at Our Government House, in the City of Toronto, in Our said Province this THIRTIETH day of DECEMBER in the year of Our Lord one thousand nine hundred and three and in the Third year of Our Reign.

By Command,

CHARLES CLARKE,

Clerk of the Crown in Chancery.

Thursday, the fourteenth day of January, 1904, being the First day of the Second Meeting of the Tenth Legislature of the Province of Ontario for the Despatch of Business, pursuant to a Proclamation of His Honour William Mortimer Clark, K. C., Lieutenant-Governor of the Province.

PRAYERS.

3 O'clock P.M.

Mr. Speaker informed the House, That he had received notifications of vacancies which had occurred during and since the last Session of the House, and had issued his Warrants to the Clerk for new Writs for the Election of Members to serve in the present Legislature for the following Electoral Districts :—

Muskoka,
North Oxford and
Sault Ste. Marie.

TO THE HONOURABLE WILLIAM A. CHARLTON,

Speaker of the Legislative Assembly of the Province of Ontario.

We, the undersigned, George William Ross, Member of the Legislative Assembly of the Province of Ontario for the Electoral Division of the West Riding of the County of Middlesex, Esquire, and James R. Stratton, Member of the said Legislative Assembly for the Electoral Division of the West Riding of the County of Peterborough, Esquire, hereby notify you that a vacancy has occurred in the representation in the said Assembly for the Electoral Division of Muskoka by reason of the death of Samuel Bridgland, Esquire, heretofore the Member for such Electoral Division; and we the said George William Ross and James R. Stratton, Members of the Assembly aforesaid, hereby require you to issue a new Writ for the election of a Member of said Assembly to fill such vacancy.

In witness whereof we have hereunto set our hands and seals, this first day of October, A.D. 1903.

Signed and sealed in the presence of

A. E. SEMPLE,
C. H. CHASE,

}

GEO. W. ROSS,
J. R. STRATTON,

[L.S.]
[L.S.]

TO THE HONOURABLE WILLIAM A. CHARLTON,

Speaker of the Legislative Assembly of the Province of Ontario.

We, the undersigned, John Morison Gibson, Member of the Legislative Assembly of the Province of Ontario for the Electoral Division of the East Riding of the County of Wellington, Esquire, and James R. Stratton, Member of the said Legislative Assembly for the Electoral Division of the West Riding of the County

of Peterbourgn, Esquire, hereby notify you that a vacancy has occurred in the representation in the said Assembly for the Electoral Division of the North Riding of the County of Oxford, by reason of the death of Andrew Pattullo, Esquire, heretofore the Member for such Electoral Division; and we the said John Morison Gibson and James R. Stratton, Members of the Assembly aforesaid, hereby require you to issue a new Writ for the election of a Member of said Assembly to fill such vacancy.

In witness whereof we have hereunto set our hands and seals, this seventh day of January, A.D. 1904.

Signed and sealed in the presence of

E. J. DAVIS,

F. R. LATCHFORD,

}

J. M. GIBSON,

J. R. STRATTON,

[L.S.]

[L.S.]

Mr. Speaker also informed the House, That the Clerk had laid upon the Table, the following Certificates:—

PROVINCE OF ONTARIO.

THIS IS TO CERTIFY that in virtue of a Writ of Election, dated the fifth day of October, 1903, issued by His Honour the Lieutenant-Governor, and addressed to C. F. Farwell, Esquire, Returning Officer for the Electoral District of Sault Ste. Marie, for the election of a Member to represent the said Electoral District of Sault Ste. Marie, in the Legislative Assembly of this Province, in the room of Andrew Miscampbell, Esquire, whose election had been declared void, Charles Napier Smith, Esquire, has been returned as elected accordingly, as appears by the Return to the said Writ of Election, dated the ninth day of November, 1903, which is now lodged of record in my office.

CHARLES CLARKE,

Toronto December 31st, 1903.

Clerk L. A.

PROVINCE OF ONTARIO.

THIS IS TO CERTIFY that in virtue of a Writ of Election, dated the seventh day of October, 1903, issued by His Honour the Lieutenant-Governor, and addressed to J. E. Lount, Esquire, Returning Officer for the Electoral District of Muskoka, for the election of a Member to represent the said Electoral District of Muskoka in the Legislative Assembly of this Province, in the room of Samuel Bridgland, who had died, Arthur Arnold Mahaffy, Esquire, has been returned accordingly, as appears by the Return to the said Writ of Election dated eighteenth day of November, 1903, which is now lodged of record in my office.

CHARLES CLARKE,

Toronto, December 31st, 1903.

Clerk L. A.

PROVINCE OF ONTARIO.*

THIS IS TO CERTIFY that in virtue of a Writ of Election, dated the thirtieth day of November, 1903, issued by His Honour the Lieutenant-Governor, and addressed to William Moffatt, Esquire Returning Officer for the Electoral District for the North Riding of the County of Renfrew, for the election of a Member to represent the said Electoral District of the North Riding of the County of Renfrew in the Legislative Assembly of this Province, in the room of John H. Munro, who had died, Edward A. Dunlop, Esquire, has been returned as duly elected as appears by the Return to the said Writ of Election, dated the fourth of January, 1904, which is now lodged of record in my office.

Toronto, January 7th, 1904.

CHARLES CLARKE,
Clerk, L. A.

Charles Napier Smith, Esquire, Member for the Riding of Sault Ste. Marie; Arthur Arnold Mahaffy, Esquire, Member for the Riding of Muskoka, and Edward A. Dunlop, Esquire, Member for the North Riding of Renfrew, having taken the Oaths and signed the Roll, took their Seats.

The House then adjourned during pleasure.

And after some time the House was resumed.

His Honour William Mortimer Clark, K.C., Lieutenant-Governor, then entered the House, and being Seated in the Chair on the Throne, was pleased to open the Session by the following gracious Speech to the House :—

Mr. Speaker and Gentlemen of the Legislative Assembly :—

I take great pleasure in again meeting you as representatives of the Province in Parliament assembled.

The important subject of Municipal Assessment will engage your further consideration, having the advantages derived from the Report of the Royal Commission already in your hands and the careful and painstaking deliberations devoted to the difficult questions involved, by the Select Committee appointed during the last Session of the Legislature. Closely connected with this subject and prominently brought before public attention by Farmers' Associations, will be the question of taxation of railways and the determination of a reasonable basis of division of revenue received from this source as between the municipalities and the Province.

*For Speaker's Warrant and Notification of Vacancy in this case, *vide* p. 64, Journals, 1903.

It affords me much pleasure to notice the continued efficiency of the asylums, hospitals and other public institutions of the Province, for which the Legislature has made such liberal provision for many years. You will be pleased to know that buildings to be used as a Hospital for Epileptics are in process of erection, and are expected to be ready for the reception of patients during the current year. It is also gratifying to notice that several Counties that have not yet established Houses of Refuge for the indigent are preparing to do so. The generosity of the municipalities in this respect is worthy of the highest commendation.

The means adopted for the protection of the public health against contagious diseases have been effective in their results, and the general measures taken to improve the sanitary condition of all parts of the Province have received the cordial co-operation of the local authorities.

Through Divine goodness, the blessings of a bounteous harvest have been vouchsafed to the husbandmen in every portion of the Province, and it is an additional cause for gratitude that prices for all the products of the farm, and especially for those of the dairy and orchard, have been very satisfactory during the past year. The signs of continued prosperity not in agriculture alone, but in every important branch of business and industrial enterprise give cause for hearty congratulation.

The attendance at the Agricultural College continues steadily to increase. The buildings erected through the generosity of Sir William MacDonald are approaching completion, and for the first time in the history of the Province instruction is provided for the daughters of Ontario farmers. The rapid increase of the membership of Women's Institutes shows that this instruction will be appreciated.

It is satisfactory to be able to state that the lumber industry has continued in a prosperous condition during the past year. The strongest evidence of this is afforded by the recent timber sale at which, notwithstanding that the dues and ground rent were almost doubled, the prices paid were in excess of those received at any previous sale.

In order to further protect the forest wealth of the Province, large additional tracts of timbered lands, non-agricultural in their character, have been set aside as forest reserves, from which settlement will be excluded, and in which it is proposed to apply new conditions as to the cutting and conservation of the timber.

Progress continues to be made in developing the mineral resources of the Province, and recent discoveries of new and valuable ores emphasize at once the latent wealth of our northern regions and the wisdom of providing railway facilities to render them accessible.

Owing to the deficiency of farm labour in the Province and consequent embarrassment to agriculture, special efforts were made by my Government to induce immigration of agricultural labourers from Great Britain, with the result that many farmers were supplied with much needed assistance during the harvest and autumn season.

Satisfactory progress has been made with the construction of the Temiskaming and Northern Ontario Railway, and the advantages which have already resulted to the Province demonstrate the great value of the undertaking. The surveys made during the past year show that the railway may be profitably prolonged at moderate cost through the centre of the rich agricultural district north-west of Lake Temiskaming, at least as far as the proposed lines of the Grand Trunk Pacific Railway. A measure enabling the Government to proceed with the extension will be submitted to you.

There will be laid before you the report of the Select Committee appointed at the last Session of the House for the purpose of collating reports of Committees or Commissions or other authorities on the subject of Municipal Trading or Municipal Ownership, or the operation of public utilities, as well as other authorative deliverances on these subjects.

Measures will be submitted for the improvement of the License laws, the amendment of the Assessment Act, the conservation of the timber resources of the Province, a Bill to enable Municipal Councils in cities, towns and villages by by-law to substitute one board of trustees for the existing High School Board, Public School Board and Library Board, a Bill to amend the Election Act and the Act Respecting the Supplementary Revenue of the Province.

The Estimates for the current year, prepared with as great regard to economy as is consistent with efficient service and the growing wants of the Province, will be submitted for your early consideration.

His Honour the Lieutenant-Governor was then pleased to retire.

Mr. Speaker then reported, That, to prevent mistakes, he had obtained a copy of His Honour's Speech, which he read.

On motion of Mr. Ross, seconded by Mr. Gibson, a Bill was introduced intituled "An Act respecting the Administration of Oaths of Office to persons appointed as Justices of the Peace," and the same was read the first time.

On motion of Mr. Ross, seconded by Mr. Gibson,

Ordered, That the Speech of His Honour the Lieutenant-Governor, to this House, be taken into consideration To-morrow.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That Select Standing Committees of this House, for the present Session, be appointed for the following purposes :—1. On Privileges and Elections ; 2. On Railways , 3. On Miscellaneous Private Bills ; 4. On Standing Orders ; 5. On Public Accounts ; 6. On Printing ; 7. On Municipal Law ; 8. On Legal Bills ; 9. On Agriculture and Colonization ; which said Committees shall severally be empowered to examine and inquire into all such matters and things as shall be referred to them by the House, and to report from time to time their observations and opinions thereon, with power to send for persons, papers and records.

Mr. Speaker communicated to the House :—

Report of the Librarian on the state of the Library. (*Sessional Papers No. 47.*)

The House then adjourned at 3.40 p.m.

Friday, 15th January, 1904.

PRAYERS.

3 O'CLOCK P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Preston (Brant) the Petition of Edward L. Goold and others of Brantford.

By Mr. Jamieson, the Petition of the Town Council of Durham.

By Mr. Tudhope, the Petition of the Town Council of Orillia.

Mr. Smith (Sault Ste. Marie), moved, seconded by Mr. Currie,

That an humble Address be presented to His Honour the Lieutenant-Governor of Ontario, as follows :—

To His Honour William Mortimer Clark, K.C., Lieutenant-Governor of the Province of Ontario :

We, His Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of Ontario, now assembled, beg leave to thank Your Honour for the gracious speech which Your Honour has addressed to us.

And a Debate having ensued, it was

Ordered, That the Debate be adjourned until Monday next.

The House then adjourned at 4.30 p.m.

Monday, 18th January, 1904.

PRAYERS.

3 O'CLOCK, P.M.

The following Petition was brought up and laid upon the Table :—

By Mr. Pyne, the Petition of the Consumers' Gas Company, Toronto.

— — —

The Order of the Day for resuming the Adjourned Debate on the Motion for the Consideration of the Speech of His Honour, the Lieutenant-Governor, at the opening of the Session, having been read,

The Debate was resumed, and after some time it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6.15 P.M.

Tuesday, 19th January, 1904.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Whitney, the Petition of the County Council of the United Counties of Stormont, Dundas and Glengarry.

By Mr. Powell, the Joint Petition of the Village Council of Ottawa East and the Ottawa East Water Company, Limited.

— — —

The following Petitions were read and received :—

Of Edward L. Goold and others of Brantford, praying that an Act may pass to incorporate the Brantford and Erie Railway Company.

Of the Town Council of Durham, praying that an Act may pass to ratify and confirm By-law No. 447. granting aid to the Durham Manufacturing Company, Limited.

Of the Town Council of Orillia, praying that an Act may pass to authorize the issue of debentures *re* Electrical Power Works and amending the Act 2 Edward VII, c. 53.

On motion of Mr. Ross, seconded by Mr. Gibson.

Resolved, That a Special Committee of Twelve Members be appointed to prepare and report with all convenient speed, lists of Members to compose the Select Standing Committees ordered by this House, to be composed as follows:—The Attorney-General and Messieurs Davis, Stratton, Gross, Graham, Bowman, Dickenson, Foy, Matheson, Willoughby, Whitney and Carscallen (Hamilton.)

The Order of the Day for resuming the Adjourned Debate on the Motion for the Consideration of the Speech of His Honour, the Lieutenant-Governor, at the opening of the Session, having been read,

The Debate was resumed, and after some time

Mr. Foy moved, in Amendment, seconded by Mr. Matheson.

That the following words be added to the motion. “And we also beg leave to express our strong disapproval of the delay in filling the vacancy in the North Riding of Renfrew, caused by the death of the late John H. Munro, and more especially of the directions given by the Government to the Clerk to withhold the Writ of Election.”

And a Debate having arisen, it was

Ordered, That the Debate be adjourned until To-morrow.

The House then adjourned at 6 P. M.

Wednesday, 20th January.

PRAYERS.

3 O'CLOCK P.M.

The following Petition was read and received:—

Of the Consumers' Gas Company, Toronto, praying that an Act may pass authorizing an increase in capital stock and for other purposes.

The Order of the Day for resuming the Adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour, the Lieutenant-Governor, at the opening of the Session, having been read,

The Debate was resumed, and after some time, it was,

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6 P. M.

Thursday, 21st January.

PRAYERS

3 O' CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Beck, the Petition of George Farnworth and others of London.

By Mr. Auld, the Petition of the Sandwich, Windsor and Amherstburg Railway Company.

By Mr. Matheson, the Petition of the Town Council of Perth.

The following Petitions were read and received:—

Of the Village Council of Ottawa East and the Ottawa East Water Company, Limited, praying that an Act may pass to ratify and confirm By-law Number 82 of the Village.

Of the County Council of the United Counties of Stormont, Dundas and Glengarry, praying certain amendments to the Act respecting Lunatics and their confinement in the County Gaols.

The Order of the Day for resuming the Adjourned Debate on the Motion—
and proposed Amendment—for the consideration of the Speech of His Honour, the Lieutenant-Governor, at the opening of the Session, having been read,

The Debate was resumed, and after some time,

Mr. Hoyle moved in amendment to the Amendment, seconded by Mr. Beatty,

That the following words be added to the Amendment: "And this House also disapproves of the summoning the Legislature to meet for the Despatch of Business at such a time as to postpone the trial of several Election Petitions, complaining of the Election of Members of this House."

And a Debate ensuing, it was

Ordered, That the Debate be adjourned until To-morrow,

Mr. Speaker informed the House, That the Clerk had laid upon the Table:—

Return from the Records of the several Elections in the Electoral Divisions of Muskoka, Sault Ste. Marie and North Renfrew since the General Elections of May 29th, 1902, shewing: (1) The number of Votes polled for each candidate in the Electoral District in which there was a contest; (2) The majority

whereby each successful Candidate was returned ; (3) The total number of Votes polled in each District ; (4) The number of Votes, remaining unpolled ; (5) The number of names on the Voters' Lists in each District ; (6) The population of each District as shown by the last census. (*Sessional Papers No. 46.*)

The House then adjourned at 5.50 P. M.

Friday, 22nd January.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Ross, The Petition of the Township Council of Delaware.

By Mr. Gibson, Two Petitions of the County Council of Wellington.

By Mr. Jessop, Two Petitions of the City Council of St. Catharines ; also, the Petition of the Board of Water Works Commissioners of St. Catharines.

By Mr. Eilber, the Petition of the City Council of London.

By Mr. Bowman, the Petition of the Hamilton Cataract Power, Light and Traction Company, Limited.

The Order of the Day for resuming the Adjourned Debate on the motion—and proposed amendment—for the consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session having been read.

The Debate was resumed, and, after some time, it was,

Ordered, The the Debate be further adjourned until Monday next.

The House then adjourned at 5 P. M.

Monday, 25th January.

PRAYERS.

3 O'CLOCK, P. M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Dickenson, the Petition of the Canadian Westinghouse Company Limited ; also, the Petition of the County Council of Wentworth ; also, the

Petition of the Township Council of Thorold ; also the Petition of the Township Council of Grantham.

By Mr. Morrison, the Petition of the Town Council of Trenton ; also, the Petition of R. T. Graham, of Belleville.

The following Petitions were read and received :—

Of George Farnworth and others of London, praying that an Act may pass to incorporate the North Midland Railway Company.

Of the Town Council of Perth, praying that an Act may pass to ratify and confirm By-law No. 897 *re* construction of sewers.

Of the Sandwich, Windsor and Amherstburg Railway Company, praying that an Act may pass to amend certain Acts respecting the borrowing powers of the Company and empowering the Company to acquire and take over the property of the City Railway Company of Windsor, Limited.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session having been read.

The Debate was resumed, and after some time it was,

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6.30 P. M.

Tuesday, 26th January.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Gibson, the Petition of the Hamilton, Grimsby and Beamsville Electric Railway Company.

By Mr. Whitney, the Petition of the Township Council of Mountain.

By Mr. Foy, the Petition of the Canadian Casualty and Boiler Insurance Company.

By Mr. St. John, the Petition of the Town Council of North Toronto.

By Mr. James, the Petition of the Town Council of North Bay.

By Mr. Jessop, the Petition of Robert McLaren and others of St. Catharines.
The following Petitions were read and received :—

Of the City Council of London, praying that an Act may pass to ratify and confirm certain By-laws *re* local improvements.

Of the City Council of St. Catharines, praying that an Act may pass empowering the Corporation to issue certain debentures.

Of the Hamilton Cataract Power, Light and Traction Company, Limited ; also of the City Council of St. Catharines ; also, of the Board of Water Works Commissioners of St. Catharines, severally praying that an Act may pass to confirm a certain agreement.

Of the Township Council of Deleware, praying certain amendments to the Municipal Act, respecting the division of Townships into Wards.

Of the County Council of Wellington, praying certain amendments to the Jurors Act, respecting the number of Jurors on Coroner's Inquests.

Of the County Council of Wellington, praying certain amendments to the Schools Act respecting Awards.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session, having been read.

The Debate was resumed, and after some time it was,

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6 P. M.

Wednesday, 27th January.

PRAYERS.

3 O'CLOCK.

The following Petitions were read and received :—

Of the City Council of Hamilton, and the Canadian Westinghouse Company, Limited, praying that an Act may pass to confirm By-law No. 291, of the City of Hamilton, *in re* taxation of the Company.

Of the Township Council of Grantham, praying that an Act may pass to confirm By-law No. 132.

Of the Township Council of Thorold, praying that an Act may pass to confirm certain By-laws.

Of R. J. Graham of Belleville, praying that an Act may pass to fix assessment of property of, in Baldwin Ward, in the City of Belleville, at \$10,300 for a period of ten years from June, 1898.

Of the Town Council of Trenton, praying that an Act may pass to consolidate the debt of the Town.

Of the County Council of Wentworth, praying certain amendments to the Municipal Act, respecting the election of County Councillors.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session, having been read.

The Debate was resumed, and after some time it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 5.55 P. M.

Thursday, 28th January.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. McCart, the Petition of the Township Council of Cornwall; also the Petition of the Cornwall Paper Manufacturing Company, Limited; also, the Petition of Michael P. Davis, of Cornwall.

By Mr. Sutherland, the Petition of the Town Council of Ingersoll.

By Mr. Russell, the Petition of the County Council of Hastings.

By Mr. Hanna, the Petition of the County Council of Lambton.

The following Petitions were read and received:—

Of the Canadian Casualty and Boiler Insurance Company, praying that an Act may pass amending their Act of incorporation by empowering the Company to insure against sickness.

Of the Hamilton, Grimsby and Beamsville Electric Railway Company, praying that an Act may pass to ratify and confirm By-law No. 287, of the City of Hamilton.

Of the Township Council of Mountain, praying that an Act may pass to legalize and confirm By-law No. 235, and to authorize the issue of debentures.

Of the Town Council of North Bay, praying that an Act may pass to ratify and confirm By-law No. 130 *re* floating debt of the town.

Of the Town Council of North Toronto, praying that an Act may pass empowering the construction of certain local improvements.

Of Robert McLaren and others, of St. Catharines, praying that an Act may pass to incorporate the St. Catharines, Pelham and Welland Electric Railway Company.

On Motion of Mr. Ross, seconded by Mr. Harcourt.

Ordered, That the time for presenting Petitions for Private Bills be extended until and inclusive of Wednesday, the tenth day of February, now next ensuing.

On motion of Mr. Ross, seconded by Mr. Harcourt.

Resolved, That this House will, To-day, resolve itself into the Committee of Supply.

Resolved, That this House will, To-day, resolve itself into the Committee of Ways and Means.

Mr. Ross delivered to Mr. Speaker a Message from the Lieutenant-Governor, signed by himself; and the said Message was read by Mr. Speaker, and is as follows:—

MR. MORTIMER CLARK.

The Lieutenant-Governor transmits Estimates of certain sums required for the service of the Province, until the Estimates for the year 1904 are finally passed, and recommends them to the Legislative Assembly.

GOVERNMENT HOUSE.

Toronto, January 22nd, 1904.

(*Sessional Papers No. 2.*)

Ordered, That the Message of the Lieutenant-Governor, together with the Estimates accompanying same, be referred to the Committee of Supply.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That a sum not exceeding Five hundred and seventy thousand dollars (\$570,000) be granted to His Majesty to defray the expenses of the Civil Government, and for other purposes (as mentioned in the statement accompanying the Message of the Lieutenant-Governor to this House), and from the 1st day of January, 1904, to the passing of the Appropriation Act for the year 1904. Such expenditure to be confined to the ordinary necessary payments to the different services to which they respectively relate, and a detailed statement of such expenditure to be laid before the House before the second reading of the Appropriation Act of 1904, and the details of the said several services to be included in the detailed Estimates to be brought down to this House, as though this Resolution had not passed.

Mr. Speaker resumed the chair ; and Mr. Caldwell reported, That the Committee had come to a Resolution ; also, that the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received forthwith.

Resolved, That the Committee have leave to sit again on Tuesday, the second day of February next.

Mr. Caldwell, from the Committee of supply, reported a Resolution, which was read as follows :—

Resolved, That a sum not exceeding Five hundred and seventy thousand dollars (\$570,000) be granted to His Majesty to defray the expenses of the Civil Government and for other purposes (as mentioned in the statement accompanying the Message of the Lieutenant-Governor of this House), from the first day of January, 1904, to the passing of the Appropriation Act, for the year 1904. Such expenditure to be confined to the ordinary necessary payments for the different services to which they respectively relate, and a detailed statement of such expenditure to be laid before the House, before the second reading of the Appropriation Act of 1904, and the details of the said several services to be included in the detailed Estimates, to be brought down to this House, as though this Resolution had not passed.

The Resolution having been read the second time, was agreed to.

The House, according to the Order, then resolved itself into the Committee of Ways and Means.

(In the Committee.)

Resolved, That there be granted out of the Consolidated Revenue Fund of this Province a sum not exceeding Five Hundred and Seventy thousand dollars (\$570,000) to meet the Supply to that extent granted to His Majesty.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, that the Committee had come to a Resolution; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received forthwith.

Resolved, That the Committee have leave to sit again on Tuesday, the second day of February next.

Mr. Caldwell from the Committee on Ways and Means, reported a Resolution, which read as follows:—

Resolved, That there be granted out of the Consolidated Revenue Fund of this Province a sum not exceeding Five Hundred and Seventy thousand dollars (\$570,000), to meet the Supply to that extent granted to His Majesty.

The Resolution having been read a second time, was agreed to.

On motion of Mr. Ross, seconded by Mr. Harcourt,

Resolved, That when this House adjourns, To-day, it do stand adjourned until Three of the Clock of Monday next, the First day of February, at Three of the Clock in the afternoon.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session, having been read.

The Debate was resumed, and after some time it was

Ordered, That the Debate be further adjourned until Monday next.

The House then adjourned at 6.15 P.M.

Monday, 1st February.

PRAYERS.

3 O'CLOCK, P.M.

Mr. Speaker informed the House, That the Clerk had laid upon the Table the following Certificate :

PROVINCE OF ONTARIO.

THIS IS TO CERTIFY that in virtue of a Writ of Election, dated the seventh day of January, 1904, issued by His Honour the Lieutenant-Governor, and addressed to James Brady, Esquire, Returning Officer for the Electoral District of the North Riding of the County of Oxford, for the election of a member to represent the said Electoral District of the North Riding of the County of Oxford, in the Legislative Assembly of this Province, in the room of Andrew Pattullo, Esquire, who had died, James Munro, Esquire, has been returned as elected accordingly, as appears by the Return to the said Writ of Election, dated the thirtieth day of January, 1904, which is now lodged of record in my office.

CHARLES CLARKE,

Toronto, February 1st, 1904.

Clerk L.A.

The following Petitions were severally brought up and laid upon the Table.

By Mr. Davis, The Petition of the Elders of the Presbyterian Church, Newmarket.

By Mr. Smith (Sault Ste. Marie) The Petition of the International Transit Company ; also, the Petition of the Algoma Central and Hudson Bay Railway Company.

By Mr. Little (Norfolk), The Petition of the County Council of Norfolk.

By Mr. Davidson The Petition of the Town Council of Barrie.

By Mr. Cameron (Fort William), The Petition of Edward Spencer Jenison, of Fort William.

By Mr. Taylor, The Petition of the South-Western Traction Company.

By Mr. Conmee, The Petition of the Thunder Bay, Nepigon and St. Joe Railway Company.

The following Petitions were read and received :—

Of the Township Council of Cornwall ; also, of the Cornwall Paper Manufacturing Company, Limited ; also, of Michael P. Davis of Cornwall, severally praying that an Act may pass to legalize and confirm By-law No. 699 of the Township of Cornwall.

Of the Town Council of Ingersoll, praying that an Act may pass to consolidate the debt of the Town and to authorize the issue of debentures.

Of the County Council of Hastings, praying certain amendments to the Municipal Act respecting the operation of subsection 8 of section 68 a.

Of the County Council of Lambton, praying certain amendments to the Municipal Act respecting the election of County Councillors.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session having been read.

The Debate was resumed, and after some time it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6 P.M.

Tuesday, 2nd February.

PRAYERS.

3 O'CLOCK, P.M.

James Munro, Esquire, Member for the North Riding of the County of Oxford, having taken the Oaths and subscribed the Roll, took his Seat.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Gibson, the Petition of Albert Carl Frost and others of Chicago, U.S.A.

By Mr. Matheson, the Petition of the County Council of Lanark.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session having been read.

Mr. Speaker called the attention of Members to rule 13 of the Legislative Assembly which declares that no member shall use offensive words against any Member of the House; and to May, page 317, where it is said that the imputation of bad motives or motives different from those acknowledged; misrepresenting the language of another, or accusing him, in his turn, of misrepresentation; charging him with falsehood or deceit, or contemptuous language of any kind—all these are unparliamentary and call for prompt interference.

The Debate was then resumed, and after some time it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6 P.M.

Wednesday, 3rd February.

PRAYERS.

3 O'CLOCK P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Reaume, the Petition of the Windsor, Essex and Lake Shore Rapid Railway Company; also, the Petition of the City Council of Windsor.

By Mr. Pyne, the Petition of the City Council of Toronto.

By Mr. Jessop, the Petition of the County Council of Welland.

By Mr. Gross, two Petitions of the County Council of Welland.

By Mr. Fox, the Petition of the County Council of Victoria.

By Mr. Carnegie, the Petition of the County Council of Victoria.

By Mr. Graham, the Petition of the County Council of the United Counties of Leeds and Grenville.

By Mr. Little (Norfolk), the Petition of the County Council of Norfolk.

By Mr. Pardo, the Petition of the City Council of Chatham.

By Mr. Tudhope, the Petition of the Township Council of Orillia.

By Mr. Lee, six Petitions of the County Council of Kent.

The following Petitions were read and received :—

Of the Algoma Central and Hudson Bay Railway Company, praying that an Act may pass to ratify and confirm a certain By-law of the Town of Sault Ste. Marie.

Of the Town Council of Barrie, praying that an Act may pass to ratify and confirm By-law No. 538, of the town, and a certain agreement with the Grand Trunk Railway Company of Canada, in connection therewith.

Of the International Transit Company, praying that an Act may pass to ratify and confirm By-law No. 398, of the Town of Sault Ste. Marie.

Of Edward Spencer Jenison, of Fort William, praying that an Act may pass to repeal Sections 13 to 34 of Chapter 49, 2 Edward VII., in relation to certain rights and privileges in a water privilege on the Kaministiquia River.

Of the Elders of the Presbyterian Church, Newmarket, praying that an Act may pass to vest certain lands in Trustees of the Church and to authorize the disposal of the same.

Of the Southwestern Traction Company, praying that an Act may pass to authorize the issue of Bonds, and to enable the Company to take stock.

Of the Thunder Bay, Nepigon and St. Joe Railway Company, praying that an Act may pass to amend their Act of incorporation and for power to extend the line.

Of the County Council of Norfolk, praying certain amendments to the Jurors' Act, respecting the number of Jurors summoned.

The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session, having been read,

The Debate was resumed, and after some time it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 10.25 P.M.

Thursday, 4th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Latchford, the Petition of Robert McConeghy and others of Renfrew.

By Mr. Evanturel, the Petition of the Ottawa River Railway Company.

By Mr. Barr, the Petition of the County Council of Dufferin.

By Mr. Little (Norfolk), the Petition of the County Council of Norfolk

By Mr. Holmes, the Petition of the County Council of Haldimand; also, the Petition of the Township Council of North Cayuga.

By Mr. Macdiarmid, the Petition of the City Council of St. Thomas.

—
The following Petitions were read and received:—

Of Albert Carl Frost and others of Chicago, U.S.A., praying that an Act may pass to incorporate the Hamilton, London and Lake Erie Railway Company.

Of the County Council of Lanark, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of Taxes.

—
The Order of the Day for resuming the adjourned Debate on the Motion—and proposed Amendment—for the Consideration of the Speech of His Honour the Lieutenant-Governor, at the opening of the Session, having been read,

The Debate was resumed, and after some time, the amendment to the Amendment having been put, was lost on the following division:—

YEAS :

Messieurs

Barr	Fox	Little (Cardwell)	Pyne
Beatty	Gallagher	Lucas	Reaume
Brower	Gamey	MacDiarmid	Reid
Carnegie	Hanna	McLeod	St. John
Carscallen (Lennox)	Hendrie	Mahaffy	Smyth
Clark (Bruce)	Hoyle	Matheson	Sutherland
Crawford	Jamieson	Morrison	Tucker
Downey	Jessop	Murphy	Whitney
Duff	Joynt	Nesbitt	Willoughby—45.
Dunlop	Kidd	Pearce	
Eilber	Kribs	Powell	
Foy	Lackner	Preston (Durham)	

NAYS :

Messieurr

Anderson	Davis	Lee	Routledge
Auld	Dickenson	Little (Norfolk)	Ross
Bowman	Dryden	MacKay	Russell
Brown	Evanturel	McCart	Smith (Peel)
Burt	Gibson	Michaud	Smith
Caldwell	Graham	Munro	(Sault Ste Marie)
Cameron (Huron)	Gross	Pardo	Stock
Carr	Guibord	Pense	Stratton
Clarke	Harcourt	Pettypiece	Taylor
(Northumberland)	Hislop	Preston (Brant)	Thompson
Conmee	Holmes	Richardson	Truax
Currie	James	Rickard	Tudhope—48.
Davidson	Latchford		

PAIRS.

None.

Mr. Pense then moved in amendment to the Amendment, seconded by Mr. Russell.

That all the words in the said Amendment after the word "And" be struck out and the following substituted in lieu thereof "to express our pleasure that every Electoral District in the Province is now represented in this Assembly,"

And the amendment to the Amendment, having been then put, was carried on the following division :

YEAS :

Messieurs

Anderson	Davis	Lee	Routledge
Auld	Dickenson	Little (Norfolk)	Ross
Bowman	Dryden	MacKay	Russell
Brown	Evanturel	McCart	Smith (Peel)
Burt	Gibson	Michaud	Smith
Caldwell	Graham	Munro	(Sault Ste. Marie)
Cameron (Huron)	Gross	Pardo	Stock
Carr	Guibord	Pense	Stratton
Clarke	Harcourt	Pettypiece	Taylor
(Northumberland)	Hislop	Preston (Brant)	Thompson
Conmee	Holmes	Richardson	Truax
Currie	James	Rickard	Tudhope—48.
Davidson	Latchford		

NAYS :

Messieurs

Barr	Fox	Little (Cardwell)	Preston (Durham)
Beatty	Gallagher	Lucas	Pyne
Brower	Gamey	Macdiarmid	Reaume
Carnegie	Hanna	McLeod	Reid
Carscallen (Lennox)	Hendrie	Mahaffy	St. John
Clarke (Bruce)	Hoyle	Matheson	Smyth
Crawford	Jamieson	Morrison	Sutherland
Downey	Jessop	Murphy	Tucker
Duff	Joynt	Nesbitt	Whitney
Dunlop	Kidd	Pearce	Willoughby—45.
Eilber	Kribs	Powell	
Foy	Lackner		

PAIRS.

None.

The Main Motion, as amended, having been then put was carried on the following division.

YEAS :

Messieurs

Anderson	Davis	Lee	Routledge
Auld	Dickenson	Little (Norfolk)	Ross
Bowman	Dryden	MacKay	Russell
Brown	Evanturel	McCart	Smith (Peel)
Burt	Gibson	Michaud	Smith
Caldwell	Graham	Munro	(Sault Ste. Marie)
Cameron (Huron)	Gross	Pardo	Stock
Carr	Guibord	Pense	Stratton
Clarke	Harcourt	Pettypiece	Taylor
(Northumberland)	Hislop	Preston (Brant)	Thompson
Conmee	Holmes	Richardson	Truax
Currie	James	Rickard	Tudhope—48.
Davidson	Latchford		

NAYS :

Messieurs

Barr	Fox	Little (Cardwell)	Preston (Durham)
Beatty	Gallagher	Lucas	Pyne
Brower	Gamey	Macdiarmid	Reaume
Carnegie	Hanna	McLeod	Reid
Carscallen	Hendrie	Mahaffy	St. John
Clark (Bruce)	Hoyle	Matheson	Smyth
Crawford	Jamieson	Morrison	Sutherland
Downey	Jessop	Murphy	Tucker
Duff	Joynt	Nesbitt	Whitney
Dunlop	Kidd	Pearce	Willoughby—45.
Eilber	Kribs	Powell	
Foy	Lackner		

PAIRS.

None.

And it was

Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor of Ontario, as follows :—

To His Honour, William Mortimer Clark, K.C., Lieutenant-Governor of the Province of Ontario :

We, His Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of Ontario, now assembled, beg leave to thank Your Honour for the gracious Speech which Your Honour has addressed to us. And to express our pleasure that every Electoral District in the Province is now represented in this Assembly.

Resolved, That the Address be presented to His Honour the Lieutenant-Governor by such members of this House as are members of His Honour's Honourable Council.

Mr. Stratton presented to the House by command of His Honour the Lieutenant-Governor :—

Public Accounts of the Province for the year 1903. (*Sessional Papers No. 1.*)

On motion of Mr. Ross, seconded by Mr. Gibson.

Ordered, That the Public Accounts of the Province for the year 1903, be referred to the Committee on Public Accounts.

Mr. Stratton presented to the House by command of His Honour the Lieutenant-Governor :—

Report relating to the registration of Births, Marriages and Deaths, in the Province, for the year ending 31st December, 1902. (*Sessional Papers No. 9.*)

Also—Auditors' Report to the Board of Trustees, University of Toronto, on Capital and Income Accounts for the year ending 30th June, 1903. (*Sessional Papers No. 13.*)

Also—Report of the Provincial Municipal Auditor for the year 1903. (*Sessional Papers No. 45.*)

Also—Copy of an Order-in-Council advising that the tender of the Riordon Paper Mills, Limited, for the supply of paper to the Province for the ensuing five years be accepted. (*Sessional Papers No. 49.*)

Also—Copy of an Order-in-Council in accordance with the provisions of Section 9 of the Act respecting the Education Department. (*Sessional Papers No. 50.*)

Also—Copy of an Order-in-Council advising that the Agreement for renewal of contract between Warwick Brothers and Rutter, with reference to the printing and binding for the Province be approved. (*Sessional Papers No. 51.*)

Also—Copy of an Order-in-Council respecting the commutation of the Surrogate Fees of the County of Huron. (*Sessional Papers No. 52.*)

Also—Copy of an Order-in-Council, respecting the commutation of Surrogate Court Fees of the County of Bruce. (*Sessional Papers No. 53.*)

Also—Copy of an Order-in-Council, respecting the commutation of the Surrogate Court Fees of the Counties of York and Wentworth. (*Sessional Papers No. 54.*)

Also—Return to an Order of the House of the tenth day of June, 1903, for a Return of copies of all correspondence between the Government, or any Member, or Department thereof, and any other person or persons, respecting the establishment of a Reformatory in the County of Oxford. (*Sessional Papers No. 55.*)

Also—Return to an Order of the House of the fourth day of June, 1903, for a Return of copies of all correspondence, papers, documents, decisions and memoranda in any way relating to the Mining Locations H.W. 696, H.W. 697, H.W. 698 and H.W. 705, and particularly as to the southerly part of H. W. 697, containing thirteen acres, granted to one Gideon Lariviere, which locations are situate on or near the North Bay of Sturgeon Lake in the District of Thunder Bay. (*Sessional Papers No. 56.*)

Also—Return to an Order of the House, of the twelfth day of June, 1903, for a Return,—similar to that ordered by the British House of Commons on the 25th day of June, 1902, of re-productive undertakings operated by Municipal Boroughs in Great Britain—respecting waterworks, electric lighting plants, gas works and other public utilities operated by Municipalities in the Province of Ontario, also of the rates charged the consumers in the various Municipalities of the Province for water, gas and electric lighting. (*Sessional Papers No. 57.*)

Also—Return to an Order of the House, of the fourth day of June, 1903, for a Return of copies of all correspondence between the Minister, or Commissioner of Public Works, or Fisheries, or other officer, or *employee*, of or under them, or either the Department of Public Works, or Fisheries, and any other person or persons, and also any order or directions, or papers, or entries respect-

ing the granting of licenses for pound net fishing, east of a line running from Cape Hurd to the mouth of the Spanish River, during the years 1899, 1900, 1901 and 1902, or either, or any of them. Also, copies of all such licenses granted during the above years, or either, or any of them. (*Sessional Papers No. 58.*)

Also—Return to an Order of the House, of the 8th day of June, 1903, for a Return of all copies of all forms of application or subscription for terminating stock and of all forms of certificates of such stock used by Loan Corporations doing business in the Province. (*Sessional Papers No. 59.*)

Also—Return to an Order of the House of the fourth day of June, 1903, for a Return of copies of all correspondence, between the Metropolitan Power Company, or their Solicitors, and the Government, for a grant of land under the waters of the Ottawa River, and all papers in connection therewith. (*Sessional Papers No. 60.*)

The House then adjourned at 5.35 P.M.

Friday, 5th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Stratton, the Petition of the Town Council of Peterborough

By Mr. MacKay, the Petition of B. J. Carruthers and others of Downsview.

By Mr. Barr, the Petition of the County Council of Dufferin.

By Mr. Pardo, five Petitions of the County of Kent.

By Mr. Davidson, the Petition of the Township Council of Vespra.

By Mr. Little (Norfolk), the Petition of the County Council of Norfolk.

By Mr. Auld, three Petitions of the County Council of Essex.

The following Petitions were read and received:—

Of the City Council of Chatham, praying that an Act may pass to confirm a By-law in relation to the consolidation of the debt of the City.

Of the City Council of Toronto, praying that an Act may pass empowering the Council to prevent erection of certain buildings in residential districts; to authorize the issue of debentures and for other purposes.

Of the City Council of Windsor, praying that an Act may pass to confirm certain By-laws respecting the Windsor, Essex and Lake Shore Rapid Railway Company.

Of the Windsor, Essex and Lake Shore Rapid Railway Company, praying that an Act may pass to empower extension of line ; to increase capital stock and confirm certain By-laws of the City of Windsor.

Of the County Council of Victoria ; also, of the County Council of Welland (two Petitions) ; also, of the County Council of Kent ; also, of the County Council of Leeds and Grenville, severally praying certain amendments to the Municipal Act, respecting the provisions of Section 68a.

Of the Township Council of Orillia, praying that no amendments be made to the Municipal Act, respecting the constitution of County Councils.

Of the County Council of Victoria ; also, of the County Council of Kent ; severally praying certain amendments to the Jurors' Act, respecting County Selectors.

Of the County Council of Welland, praying certain amendments to the Municipal Act, respecting the qualification of school trustees as members of Municipal Councils.

Of the County Council of Norfolk ; also, of the County Council of Kent severally praying certain amendments to the Municipal Act, respecting the maintenance of Bridges.

Of the County Council of Kent, praying certain amendments to the School Act, respecting the expenses of Boards of Examiners.

Of the County Council of Kent, praying legislation in the direction of compelling Municipalities to take care of their poor.

Of the County Council of Kent, praying certain amendments to the Municipal Act, respecting the election of County Councillors.

The Attorney-General from the Select Committee appointed to prepare and Report with all convenient speed, Lists of Members to compose the Select Standing Committees ordered by this House, presented the following Lists as their Report, which were read as follows :—

COMMITTEE ON STANDING ORDERS.—Messieurs Anderson, Barr, Beatty, Brower, Brown, Burt, Cameron (Fort William), Carscallen (Lennox), Carr, Clarke (Northumberland), Currie, Dunlop, Evanturel, Gallagher, Gamey, Harcourt, Hoyle, Jessop, Kidd, Kribs, Latchford, Lee, Little (Norfolk), Little (Cardwell),

Mahaffy, Michaud, Munro, Murphy, Macdiarmid, McLeod, Pense, Powell, Preston (Brant), Preston (Durham), Pyne, Richardson, Routledge, Russell, Smith (Peel), Smith (Sault Ste. Marie), Sutherland and Tudhope—42.

The Quorum of said Committee to consist of Seven members.

COMMITTEE ON PRIVATE BILLS.—Messieurs Auld, Barber, Barr, Beck, Brower, Brown, Burt, Caldwell, Cameron (Fort William), Carscallen (Hamilton), Carscallen (Lennox), Clarke (Northumberland), Conmee, Crawford, Currie, Davidson, Davis, Dickenson, Duff, Fox, Foy, Gallagher, Gibson, Graham, Gross, Guibord, Hanna, Harcourt, Hendrie, Hislop, Holmes, Hoyle, James, Jamieson, Jessop, Joynt, Kidd, Latchford, Lee, Little (Cardwell), Lucas, Mahaffy, Matheson, Morrison, Munro, McCart, MacKay, Pardo, Pense, Preston (Brant), Reaume, Reid, Richardson, Russell, Smith (Peel), St. John, Stock, Truax, Tucker, Whitney and Willoughby—61.

The Quorum of said Committee to consist of Nine members.

COMMITTEE ON RAILWAYS.—Messieurs Anderson, Barber, Barr, Beatty, Beck, Bowman, Brown, Burt, Cameron (Huron), Carnegie, Carr, Carscallen (Hamilton), Clark (Bruce), Conmee, Crawford, Davis, Dickenson, Downey, Dryden, Dunlop, Eilber, Evanturel, Foy, Gallagher, Gamey, Gibson, Graham, Guibord, Hendrie, Hislop, Holmes, James, Jamieson, Jessop, Joynt, Lackner, Latchford, Little (Norfolk), Michaud, Morrison, Murphy, Macdiarmid, Nesbitt, Pense, Pettypiece, Powell, Preston (Brant), Pyne, Reaume, Reid, Richardson, Rickard, Routledge, Smith (Sault Ste. Marie), Smyth, Stock, Stratton, Taylor, Truax, Tudhope and Whitney—61.

The Quorum of said Committee to consist of Nine members.

COMMITTEE ON MUNICIPAL LAW.—Messieurs. Auld, Barber, Beatty, Beck, Bowman, Brower, Brown, Burt Cameron (Huron), Carnegie, Carscallen (Hamilton), Carscallen (Lennox), Clarke (Northumberland), Crawford, Currie, Davidson, Davis, Dickenson, Downey, Duff, Eilber, Fox, Foy, Gibson, Graham, Gross, Guibord, Hendrie, Hislop, Holmes, Hoyle, Joynt, Kidd, Kribs, Lackner, Latchford, Lee, Little, (Cardwell), Mahaffy, Munro, Macdiarmid, MacKay, Nesbitt, Pardo, Pearce, Pense, Pettypiece, Preston (Brant), Preston (Durham), Pyne, Rickard, Russell, Smith (Peel), Stock, Stratton, Sutherland, Taylor, Thompson, Tucker, Tudhope and Whitney—61.

The Quorum of said Committee to consist of Nine members.

COMMITTEE ON PRIVILEGES AND ELECTIONS.—Messieurs Bowman, Caldwell, Cameron (Huron), Carscallen (Hamilton), Conmee, Davis, Dryden, Duff, Evanturel, Fox, Foy, Gallagher, Gibson, Graham, Guibord, Hanna, Harcourt, Jamieson, Jessop, Joynt, Latchford, Lucas, Matheson, Morrison, Macdiarmid

McCart, MacKay, Nesbitt, Pardo, Pettypiece, Reid, Ross, Russell, Smith (Peel), Smith (Sault Ste. Marie), St. John, Taylor, Thompson, Truax, Whitney and Willoughby—41.

The Quorum of said Committee to consist of Nine members.

COMMITTEE ON AGRICULTURE AND COLONIZATION.—Messieurs Anderson, Barber, Barr, Beatty, Brower, Brown, Burt, Caldwell, Cameron (Huron), Carnegie, Carscallen (Lennox), Crawford, Currie, Davidson, Davis, Dickenson, Dryden, Duff, Eilber, Fox, Gamey, Hislop, Holmes, Jessop, Kidd, Kribs, Lee, Little (Cardwell), Little (Norfolk), Munro, Macdiarmid, McCart, McLeod, Pardo, Pearce, Pettypiece, Preston (Durham), Reid, Richardson, Rickard, Routledge, Smith (Peel), Smyth, Stock, Sutherland, Taylor, Thompson, Truax, Tucker, Tudhope, Whitney and Willoughby—52.

The Quorum of said Committee to consist of Nine members.

COMMITTEE ON LEGAL BILLS.—Messieurs. Barber, Caldwell, Cameron (Huron), Carscallen (Hamilton), Conmee, Dickenson, Foy, Gibson, Gross, Hanna, Harcourt, Latchford, Lucas, Matheson, MacKay, St. John and Whitney—17.

The Quorum of said Committee to consist of Five members.

COMMITTEE ON PRINTING.—Messieurs Auld, Clark (Bruce), Downey, Dunlop, Graham, Harcourt, McLeod, Pettypiece, Preston (Brant), Ross, Russell, Stratton, Tucker and Willoughby—14.

The Quorum of said Committee to consist of Five members.

COMMITTEE ON PUBLIC ACCOUNTS.—Messieurs Auld, Bowman, Caldwell, Carnegie, Clarke (Northumberland), Clark (Bruce), Conmee, Davis, Eilber, Graham, Gross, James, Kidd, Latchford, Little (Norfolk), Lucas, Matheson, Michaud, MacKay, Pearce, Pettypiece, Reid, Rickard, Ross, Smyth, St. John, Stratton, Sutherland, Taylor, Thompson, Tucker and Whitney—32.

The Quorum of said Committee to consist of Seven members.

Resolved, That this House doth concur in the foregoing Report.

The following Bills were severally introduced and read a first time :

Bill (No. 70), intituled "An Act to amend the Temiskaming and Northern Ontario Railway Act." Mr. Latchford.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 71), intituled "An Act to amend the Public Schools Act." Mr. Barr.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 72), intituled "An Act respecting Municipal Taxation." Mr. Gibson.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 73), intituled "An Act respecting Statute Labour." Mr. Gibson.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 74), intituled "An Act to amend the Public Libraries Act." Mr. Smith (Peel.)

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 75), intituled "An Act to amend the Ontario Companies Act." Mr. Hoyle.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 76), intituled "An Act to amend the law respecting security of Public Officers." Mr. Ross.

Ordered, That the Bill be read the second time on Tuesday next.

Mr. MacKay asked the following Question :

Have certain Volunteers, under the Land Grants Act, made application to be located in the Townships of Patterson and Hardy. If so, have the applications been granted, and if not, why.

To which the Commissioner of Crown Lands replied as follows :—

1. Yes.

2. The applications are under consideration. The townships being under license, arrangements have been made for a special examination, and on receipt of the report action will be taken.

Mr. Graham asked the following Question :

Has the Government further considered the question of free school books for the public and separate schools of the Province. If so, will legislation on the subject be introduced during the present Session.

And the Minister of Education replied, that

The Government is considering the question of Free Text Books, and it is expected that legislation concerning it will be introduced this Session.

Mr. Whitney asked the following Question :

What persons at Sault Ste Marie, or elsewhere, were paid by the Government under the decision, or determination, to pay the wages of the workmen at Sault Ste Marie. What amount was paid in each case, and what was the nature of the claim in each case.

And the Attorney-General replied, that

The information asked for in the question is of such a nature and involves so voluminous an amount of detail as to more appropriately form the subject of a Return, pursuant to an Order of the House, instead of being brought down as an answer to a question. Clearly, the Rules of the House require a motion in such a case.

Mr. Hendrie asked the following Question :

1. Has the Government any knowledge of the lease of the inshore, or other fisheries, of James' Bay, by the Dominion Government, for Ten Dollars *per* year, for twenty-one years, to Mr. McNee, of Windsor. 2. Does the Government of Ontario claim any jurisdiction over the fisheries of James' Bay. 3. If so, have any steps been taken to have such lease cancelled.

And the Commissioner of Public Works replied as follows :

The Government has learned that a lease of part of James' Bay was granted by the Dominion Government to Mr. McNee. The Commissioner of Fisheries ascertained that the lease purported to demise the waters of Hannah Bay within the waters of Ontario, and instructed Æmilius Irving, K. C., Counsel for the Province, to look into the question of the respective rights of the Dominion and the Province of Ontario in the waters of James' Bay bordering on the territory of this Province.

Mr. Irving has not yet reported upon the matter, further than to say in assuming to give rights on the sea bordering upon Ontario, and within the three-mile limit, the lease to that extent is, in his opinion, illegal. Mr. Irving also stated that he had discussed the matter with the Deputy Minister of Justice at Ottawa, and had been informed that the Dominion Government proposed submitting a question to the Supreme Court as to the respective jurisdictions of the two Governments.

The Government of Ontario asserts a proprietary right in the inshore fisheries of the waters of James' Bay contiguous to the shores of this Province, and will maintain such right against the Dominion and the lessee of the Dominion

Mr. Matheson asked the following Question :

1. What amount was received during the year 1903. for bonus on sale of timber limits. 2. What amount is estimated to become due and be paid during the year 1904 for bonus on sale of timber limits.

To which the Commissioner of Crown Lands replied as follows :

To the first question—\$1,335,696.76.

To the second question \$1,500,000.00.

Mr. Matheson asked the following Question :

1. What timber limits were sold, otherwise than by public auction, on the Wahnapiæ River, during the years 1902 and 1903. 2. At what date were the limits so sold, to whom and what amount of bonus was paid therefor: 3. Have the said limits since been transferred by the original purchasers, and if so, at what date : to whom and for what amount were the said limits transferred.

To which the Commissioner of Crown Lands replied in the negative.

Mr. Matheson asked the following Question :

1. What is the total amount claimed to be owing by Alfred McDougall on account of defalcations in connection with the Succession Duties. 2. At what date did the first defalcation occur. 3. What is the date of the Guarantee Bond taken from Alfred McDougall as security in connection with his office at solicitor in charge of the collection of Succession Duties.

And the Treasurer replied, that

The total amount claimed to be owing by Alfred McDougall on account of defalcations in connection with the Succession Duties is, as stated last year \$27,919.17.

(2) I am advised that the first defalcation took place in 1896. The date of the Guarantee Bond is 30th of April, 1902.

Mr. Matheson asked the following Question :

1. What was the total amount of the tenders for the Temiskaming Railway Bonds. 2. At what rate on the dollar were the said tenders made. 3. Has any sum, and if so how much, been borrowed from Banks by the Commissioners for the said Railway and at what rate of interest.

And the Commissioner of Public Works replied that the following tenders were received, *viz* :

The Canadian Bank of Commerce, 1,000 bonds (of \$500 each) on basis to yield four *per cent. per annum*.

The Bank of Ottawa, 370 bonds (\$500 each) on a basis to yield four *per cent. per annum*.

The Home Life Association of Canada, 100 bonds (of \$500 each) on a basis to yield four *per cent. per annum*.

Wm. Tasker, Mount Forest, Ontario, \$4,000 for nine bonds (of \$500 each). Certain banks also expressed a willingness to share in the allotment on the same basis.

All the tenders were, however, declined.

Arrangements have been made through the Banks for borrowing a sum aggregating \$1,300,000, for a short term at five *per cent*.

Mr. Foy asked the following Question :

1. How long has the office of Clerk of the County Court of the County of York been vacant. 2. Has a person been selected to fill the vacancy. 3. Who is now performing the duties of the office. What is his salary.

And the Attorney-General replied, that

The office of Clerk of the County Court of the County of York has been vacant since 30th September 1903. No one has been selected to fill the vacancy. The duties are for the present being performed by the Clerk of the Peace, who with his assistants in the office, receive the fees.

Mr. Downey asked the following Question :

Has Walter Cowan been dismissed from the position of License Inspector for South Wellington. If so, what was the date of his dismissal, and why was he dismissed.

To which the Provincial Secretary replied as follows :

Complaints were made to the Department that the License Law was not being properly enforced in South Wellington. The Provincial License Inspector investigated these complaints, with the result that Mr. Cowan was relieved of the responsibilities of his position on December 21st, 1903.

Mr. Pearce asked the following Question :

1. How long has the office of Registrar of the County of Hastings been vacant. 2. Does the acting Registrar receive the same emolument as the late Registrar, and if not, why. 3. Has the acting Registrar been furnished with an assistant. 4. Has the Government considered the question of making an appointment to the office, and if so, when will it be made.

To which the Attorney-General replied, that

(1) The late Registrar of the County of Hastings died on 10th January, 1903.

(2) The Deputy Registrar, as Acting Registrar, receives the same emolument as the late Registrar.

(3) The Acting Registrar has power to engage the services of such assistants as may be necessary.

(4) The Government has had the question of making an appointment to the office under consideration, but cannot state definitely when such appointment will be made.

Mr. Foy asked the following Question :

1. When were the grounds of the old Parliament Buildings sold or leased. 2. To whom, and upon what terms. 3. What is the area. 4. Were tenders called for. 5. If so, what notice was given.

And the Commissioner of Public Works replied, that

1. The grounds of the old Parliament Buildings were leased on the 23rd March, 1903, for a term of 21 years, computed from 1st April, 1903.

2. The lease was made to the Grand Trunk Railway Company of Canada at a rental of \$6,000.00 a year for the first ten years, and \$7,000.00 a year for the remaining eleven years. The rental is payable half-yearly in advance. An option is given to the Company to purchase the grounds before, or at expiration of five years, for \$180,000.00; or at the expiration of ten years for \$200,000.00.

At expiration of lease it may be renewed upon similar conditions, except as to rent, for a further term of 21 years, the rent or purchase to be mutually agreed upon, failing which, rent or price to be settled by arbitration in the usual way.

3. The area is 9.344 acres.

4. Tenders were called for.

5. Notice was given by public advertisement, dated September 18th, 1901, in from one to three issues of eleven different Journals published in Toronto.

Mr. St. John asked the following Question :

Will there be a General Election for this Legislature before the Election Petitions, now pending in the Courts, are disposed of.

To which the Treasurer replied, that

The Government has not considered the subject of a General Election for this Legislature.

Mr. St. John asked the following Question :

Was there any correspondence between the Commissioner of Crown Lands, or any official, or *employee* of the Crown Lands Department, with any person, persons or Corporation in Sault Ste. Marie, or elsewhere, in regard to putting men into the bush to take care of the timber, or logs, or pulp wood, which were left by failure of the Consolidated Companies, or any of them, at Sault Ste. Marie.

To which the Commissioner of Crown Lands replied in the affirmative.

Mr. Powell asked the following Question :

1. When will those Veterans and Volunteers, not now in possession of Certificates and Grants under the Volunteer's Land Grant Act, receive the same.
2. How many Certificates are still to be issued from Department.
3. What is the cause of the delay.

And the Commissioner of Crown Lands replied as follows :

(1) Certificates have been issued to all applicants, veterans, volunteers and others, entitled thereto, except a few held for completion of proof. As to grants of land, upwards of 7,000 certificate holders have not yet selected locations. It is impossible to say how soon they will do so.

(2) None ; except as above.

(3) There is no delay in issuing Certificates. Some delay in selecting locations has no doubt been caused by a scarcity of available land in surveyed townships, but the additional surveys contemplated and already made, will it is thought remove this difficulty.

Mr. Little (Cardwell) asked the following Question :

1. What was the total amount paid by the Province *re* destruction of Barberry Shrub, in the County of Simcoe.
2. Who received recompense.
3. What was the amount paid in each case, separately.

And the Minister of Agriculture replied in the words and figures following;

The total amount paid by the Province as compensation for the destruction, of the Barberry Shrub in the County of Simcoe amounts to \$866.

The following persons received the amounts set opposite their names :—

1902—F. W. Radcliffe, \$75.00 ; James Cross, \$20.00 ; Mrs. F. H. Plummer \$6.00 ; W. Wilkinson, \$4.00 ; S. G. Blair, \$5.00 ; A. Hughes, \$8.00 ; J. C. Morgan, \$2.00 ; St. Joseph's Convent, \$50.00 ; Trustees Central School, \$4.00 ; W. Pierson, \$12.00 ; Mrs. W. McKee, \$5.00 ; Rev. D. D. McLeod, \$12.00 W. J. Rose, \$12.00 ; W. Ready, \$12.00 ; J. H. Bennett, \$6.00 ; Major Boys, \$5.00 ; Alex. Lane, \$25 00 ; S. Lount, \$12.00 ; G. T. R. Station Agent, \$2.00 ; J. G. Wilmott, \$1.50 ; M. J. Hamline, \$3.00. 1903—J. C. Culverwell, \$8.00 ; C. E. Hewson, \$3.00 ; Mrs. L. Bird, \$35.00 ; Mrs. W. Ardagh, \$4.00 ; Judge Ardagh, \$60.00 ; W. C. Andrews, \$10 00 ; C. Holdsworth, \$4.50 ; B. Handy, \$15.00 ; Vair Estate, \$6.00 ; H. C. Grasset, \$16.00 ; J. R. Gowan, \$30.00 ; Mrs. J. D. Laidlaw, \$6.00 ; T. H. Redditt, \$12.00 ; Sarah Stewart, \$3.00 ; J. J. Weir, \$6.00 ; M. O. Connor, \$40.00 ; J. M. Bothwell, \$40.00 ; J. Flacherty, \$5.00 ; Trinity Church, \$10.00 ; J. Durham \$4.00 ; F. W. Radcliffe, \$85.00 ; H. B. Joiner, \$75 00 ; H. H. Strathy, \$60.00 ; Mrs. M. E. McKeggie, \$10.00 ; J. S. Johnson, \$10.00 ; C. H. Ross, \$25.00—Total \$866.00.

Mr. Barr asked the following Question :

1. How many Saloon Licenses were granted in the Province in the years 1902 and 1903. How many Wholesale Licenses were granted in the rural municipalities, in the Province, in the years 1902 and 1903.

And the Provincial Secretary replied, that

There were three Saloon Licenses granted in the Province in each of the years 1902 and 1903, as provided under the Act.

There were five Wholesale Licenses granted in 1902, elsewhere than in Cities.

There were six Wholesale Licenses granted in 1903 elsewhere than in Cities.

Mr. Reid asked the following Question :

Is it the intention of the Government to extend the time for making applications under the Volunteer's Land Grant Act.

And the Commissioner of Crown Lands replied, that

The Government have this matter under consideration.

Mr. Mabaffy asked the following Question :

1. What is the number of patients, their names and addresses, received or treated, in the "General Hospital," and in the "Huntsville Hospital," in the Town of Huntsville, during the years 1901, 1902 and 1903. 2. What amount of Provincial Aid has each such Hospital received in the several years mentioned and upon what basis of calculation is the aid computed.

To which the Provincial Secretary replied in the words and figures following :

GENERAL HOSPITAL, HUNTSVILLE.

	No. of patients under treatment during the year.	Amount of Provincial Aid.
1901	442	\$1,433.35
1902	390	1,326.01
1903	365	1,107.00
	<u>1,197</u>	<u>3,866.36</u>

HUNTSVILLE HOSPITAL, HUNTSVILLE.

	No. of patients under treatment during the year.	Amount of Provincial Aid.
1901	307	\$1,215.06
1902	332	1,232.79
1903	327	1,130.00
	<u>1,966</u>	<u>3,577.85</u>

The amount of the appropriation by the Legislature for aid to Hospitals in each of the above years was \$110,000.00, and is distributed among the Hospitals *pro rata*, based on the collective days' stay of patients in each institution.

Mr. Hendrie asked the following Question :—

1. Has the Government, in any manner, confirmed the lease of James Bay Fisheries and upon what terms and to whom. 2. Has the Government made any grants of any rights on James' Bay for fishing privileges, to whom and upon what terms.

To which the Commissioner of Public Works replied in the negative.

Mr. Ross delivered to Mr. Speaker a Message from the Lieutenant-Governor, signed by himself; and the said Message was read by Mr. Speaker, and is as follows:

WM. MORTIMER CLARK.

The Lieutenant-Governor transmits Estimates of certain sums required for the service of the Province for the year 1904, and to complete the services of the Province for the year 1903, and recommends them to the Legislative Assembly.

GOVERNMENT HOUSE,

Toronto, 4th February, 1904.

(*Sessional Papers No. 2.*)

Ordered, That the Message of the Lieutenant-Governor, together with the Estimates accompanying the same, be referred to the Committee of Supply.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:

Copy of an Order-in-Council, and Report of Registrar of Loan Corporations in the matter of the Canadian Co-operative Alliance. (*Sessional Papers No. 61.*)

The House then adjourned at 4 P.M.

Monday, 8th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Richardson, the Petition of the Town Council of East Toronto.

By Mr. Little (Cardwell), the Petition of the Township Council of West Gwillimbury.

The following Petitions were severally read and received :—

Of the Ottawa River Railway Company, praying that an Act may pass empowering the company to build a line of railway from Hawkesbury to Ottawa and on to the Georgian Bay.

Of Robert McConeghy and others, of Renfrew, praying certain amendments to the Assessment Act, respecting the taxation of railway property.

Of the County Council of Norfolk ; also, of the County Council of Dufferin, severally praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the City Council of St. Thomas, praying legislation in the direction of enabling Municipal Councils to refuse a license to any Theatre or Opera House which does not comply with regulations towards the safety of life and property.

Of the Township Council of North Cayuga, praying certain amendments to the Municipal Act, respecting the operation of section 68 a.

Of the County Council of Haldimand, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

The following Bill was introduced and read the first time :—

Bill (No. 77), intituled "An Act respecting Religious Institutions." Mr. Gibson.

Ordered, That the Bill be read the second time on Wednesday next.

Mr. Carr asked the following Question :

1. How many applications have been made by Volunteers under the Lands Grants Act. 2. How many applications have been granted to such Volunteers.

To which the Commissioner of Crown Lands replied as follows :—

1. About 30,000 applications, in all, for certificates have been received. Very many of these are from persons not entitled under the Act.

2. 10,382.

Mr. Duff asked the following Question :

Is Mr. Taylor, recently a Clerk in the Crown Lands Department, still under suspension, or has he been reinstated or dismissed. If so, when.

To which the Commissioner of Crown Lands replied, that

Mr. Taylor has not been in the employ of the Department since his suspension. His resignation has been received and accepted.

On motion of Mr. Whitney, seconded by Mr. Foy.

Ordered, That there be laid before this House, a Return shewing the names of all persons at Sault Ste. Marie, or elsewhere, who have been paid by the Government under the decision, or determination, to pay the wages of workmen at Sault Ste. Marie, and shewing also, the amount paid in each case and the nature of the claim in each case.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Commissioners of the Queen Victoria Niagara Falls Park for the year 1903. (*Sessional Papers No. 6.*)

Also—Report upon the Ontario Institution for the Education of the Blind, Brantford, for the year ending 30th September, 1903. (*Sessional Papers No. 41.*)

Also—Report upon the Ontario Institution for the education of the Deaf and Dumb, Belleville, for the year ending 30th September, 1903. (*Sessional Papers No. 42.*)

The House then adjourned at 3.30 P.M.

Tuesday, 9th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Pearce, the Petition of the Village Council of Stirling.

By Mr. Powell, the Petition of the City Council of Ottawa.

By Mr. Smith (Peel), two Petitions of the County Council of Peel.

By Mr. Little (Norfolk), the Petition of the Township Council of Windham, also, the Petition of the Village Council of Delhi; also, the Petition of the Town Council of Simcoe; also the Petition of the Township Council of Oakland; also the Petition of the City Council of Brantford.

By Mr. Kidd, two Petitions of the County Council of Carleton.

By Mr. Morrison, the Petition of the City Council of Belleville.

By Mr. Routledge, the Petition of the Township Council of Westminster.

By Mr. Sutherland, the Petition of the South Oxford Farmer's Institute.

The following Petitions were severally read and received :—

Of the County Council of Norfolk, praying that the Bill before the House to incorporate the Brantford and Erie Railway Company, may pass.

Of the Town Council of Peterborough, praying that an Act may pass to authorize the Town Trust to invest a portion of sinking fund in the purchase of buildings ; to amend chap. 59, 2 Edw. VII., *re* waterworks system and for other purposes.

Bert J. Carruthers and others of Downsview, praying legislation towards placing steam threshing machine boilers under Government inspection.

Of the County Council of Kent, praying legislation in the direction of compelling municipalities to care for their poor.

Of the Township Council of Vespra, praying that no amendments may be made to the Municipal Act, respecting the composition of members of County Councils.

Of the County Council of Dufferin ; also, of the County Council of Essex ; also, of the County Council of Kent, severally praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the County Council of Essex ; also, of the County Council of Kent, severally praying for the repeal of section fourteen of the Municipal Act.

Of the County Council of Kent, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

Of the County Council of Essex, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of Kent, praying certain amendments to the School Act, respecting the expenses of Boards of Examiners.

The following Bills were severally introduced and read the first time :—

Bill (No. 78), intituled "An Act to amend the Municipal Act." Mr. Murphy.

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 79), intituled "An Act to amend the Municipal Act." Mr. Murphy.

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 80), intituled "An Act to amend the Municipal Act." Mr. MacKay.

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 81), intituled "An Act to amend the Ontario Controverted Elections Act." Mr. Clark (Bruce.)

Ordered, That the Bill be read the second time on Thursday next.

The Order of the Day, for the House again to resolve itself into the Committee of Supply, having been read,

Mr. Ross moved,

That Mr. Speaker do now leave the Chair, and that the House do again resolve itself into the Committee of Supply.

And a Debate arising thereon, it was

Ordered, That the Debate be adjourned until To-morrow.

The House then adjourned at 6.20 P.M.

Wednesday, 10th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table—

By Mr. Matheson, the Petition of the Town Council of Perth.

By Mr. Munro, the Petition of the County Council of Oxford and the City Council of Woodstock.

By Mr. St. John, the Petition of the Town Council of Toronto Junction; also the Petition of John Rawling and others of Grand Valley.

By Mr. Smith (Sault Ste. Marie), the Petition of Clarence Hugh Jackson and others of Fort William.

By Mr. Gross, two Petitions of the County Council of Welland.

By Mr. Brown, the Petition of Narcisse Cantin and others of St. Joseph.

By Mr. Clarke, (Northumberland), four Petitions of the County Council of Northumberland and Durham; also, the Petition of the County Council of Haldimand.

The following Petitions were severally read and received :—

Of the Town Council of East Toronto, praying that an Act may pass empowering the municipality to give the "Globe Furnishing Company, Ltd.," a building site for a factory, and to exempt the Company from taxation for a period of ten years, and for other purposes.

Of the Township Council of West Gwillimbury, praying that no amendments may be made to the Municipal Act, respecting the composition of County Councils.

Mr. Preston (Brant) from the Standing Committee on Standing Orders presented their First Report, which was read as follows and adopted :—

The Committee have carefully examined the following Petitions and find the notices as published in each case sufficient :—

Of Edward S. Gould and others of Brantford, praying that an Act may pass to incorporate the Brantford and Erie Railway Company ;

Of the Sandwich, Windsor and Amherstburg Railway Company, praying that an Act may pass to amend certain Acts respecting the borrowing powers of the company and empowering the company to acquire and take over the property of the City Railway Company of Windsor, Limited ;

Of the Town Council of North Bay, praying that an Act may pass to ratify and confirm By-law No. 130 *re* floating debt of the Town and for other purposes ;

Of the Village Council of Ottawa East, and the Ottawa East Water Company praying that an Act may pass to ratify and confirm By-Laws Nos. 82-3 of the Village ;

Of the Town Council of Durham, praying that an Act may pass to ratify and confirm By-Law No. 447, granting aid to the Durham Manufacturing Company, Limited ;

Of the Consumers' Gas Company of Toronto, praying that an Act may pass authorizing an increase in Capital Stock and for other purposes ;

Of the City Council of Toronto, praying that an Act may pass empowering the Council to prevent the erection of certain buildings in residential districts : to authorize issue of debentures and for other purposes ;

Of the Town Council of Perth, praying that an Act may pass to ratify and confirm By-law No. 897, *re* construction of Sewers , etc., and to authorize the issue of debentures to the amount of \$30,000 for the purpose of raising the sum required therefor ;

Of the City Council of London, praying that an Act may pass to ratify and confirm certain By-laws *re* local improvements ;

Of the Elders of the Presbyterian Church, Newmarket, praying that an Act may pass to vest certain lands in trustees of the Church and to authorize the disposal of the same.

The Committee recommend that Rule No. 51 of this Honourable House be suspended in this, that the time for presenting Petitions for Private Bills be extended until and inclusive of Monday, the 22nd of February instant ; and that the time for introducing Private Bills to this Honourable House be extended until and inclusive of Tuesday, the 1st day of March next.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Second Report, which was read as follows and adopted :—

The Committee have carefully examined the Petition of Edward Spencer Jenison, of the Town of Fort William, praying that an Act may pass to repeal sections 13 to 34 of Cap. 49, 2 Edward. VII., in relation to certain rights in a water privilege and find that notice of the proposed application to this Legislature has been published five weeks in the " Ontario Gazette " and also for the same period in the " Daily Times Journal," this latter being a newspaper published at the Town of Fort William ;

The Committee find that, among other things, the Petition asks that the time for commencement and completion of the works be extended, and that of this there appears to be no mention in the notice as published ;

The Committee recommend, that with a view to full publicity of the legislation sought, fifty half-sheet Bills containing the full prayer of the Petition be posted up in the Town of Fort William and that the matter be not considered by the Private Bills Committee until proof of such posting be produced before them.

Mr Preston (Brant), from the Standing Committee on Standing Orders presented their Third Report, which was read as follows and adopted :

The Committee have carefully examined the petition of the Town Council, of Orillia, praying that an Act may pass to authorize the issue of debentures to

defray costs in connection with Electrical Power Works, and amending the Act 2 Edw. VII., cap. 53, and find that a notice in this matter was published in the "Ontario Gazette," for a period of six weeks as required by the Rules of this Honourable House, and that a notice differing from the above and in the words following: "Notice is hereby given that an application will be made to the Legislature of the Province at its next Session, for a special Act to amend Chapter 53 of R. S. O., 1902, being 'An Act respecting the Town of Orillia,'" also appeared in the "Orillia Times," a newspaper published in the Town of Orillia, on the 14th day of January last, and a declaration has been filed with the Committee setting forth that the notice will be continued weekly in the paper until the full period of six weeks shall have elapsed.

The Committee is of the opinion that notice as published in the said "Orillia Times" is not sufficiently explicit, and recommend that one hundred half-sheet Bills containing an amended notice setting forth fully the prayer of the Petition, be posted up in conspicuous places in the Town of Orillia, and that the amended notice be published weekly for the period of two weeks in three newspapers published in the Town of Orillia, and that proof of such publication be produced before the Private Bills Committee before the Bill be considered by that Committee.

Ordered, That the time for presenting Petitions for Private Bills be further extended until and inclusive of Monday, the twenty-second day of February, instant, and that the time for introducing Private Bills be extended until and inclusive of Monday, the first day of March next.

The following Bills were severally introduced and read the first time:—

Bill (No. 2), intituled "An Act to confirm a certain By-law of the Village of Ottawa East and an Agreement with the Ottawa East Water Company, Limited."—Mr. Powell.

Referred to the Committee on Private Bills.

Bill (No. 4), intituled "An Act to incorporate the Brantford and Erie Railway Company."—Mr. Little (Norfolk.)

Referred to the Committee on Railways.

Bill (No. 10), intituled "An Act respecting the Sandwich, Windsor and Amherstburg Railway."—Mr. Auld.

Referred to the Committee on Railways.

Bill (No. 9), intituled "An Act to further extend the powers of the Consumers' Gas Company of Toronto."—Mr. Lucas.

Referred to the Committee on Private Bills.

Bill (No. 5), intituled "An Act respecting the City of Toronto."—Mr. Pyne.
Referred to the Committee on Private Bills.

Bill (No. 1), intituled "An Act to confirm By-law No. 447 of the Town of Durham."—Mr. Jamieson.

Referred to the Committee on Private Bills.

Bill (No. 12), intituled "An Act respecting the City of London"—Mr. Eilber.

Referred to the Committee on Private Bills.

Bill (No. 16), intituled "An Act respecting the Town of North Bay."—Mr. James.

Referred to the Committee on Private Bills.

Bill (No. 29), intituled "An Act to enable Edward Spencer Jenison to develop the Water Power on the Kaministiquia River."—Mr. Cameron (Fort William.)

Referred to the Committee on Private Bills.

Bill (No. 3), intituled "An Act respecting the Town of Orillia."—Mr. Tudhope.

Referred to the Committee on Private Bills.

Bill (No. 19), intituled "An Act respecting the Town of Perth."—Mr. Matheson.

Referred to the Committee on Private Bills.

Bill No. 82), intituled "An Act to amend the Election Act."—Mr. Powell.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 83), intituled "An Act to amend the Municipal Act."—Mr. Little (Cardwell.)

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 84), intituled "An Act to amend the Public Schools Act."—Mr. Gamey.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 85), intituled "An Act to amend the Municipal Act"—Mr. Routledge.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 86), intituled "An Act respecting the Inspection of Steam Boilers and Steam Threshing Engines.—Mr. MacKay.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 87), intituled "An Act to amend the Ontario Anatomy Act."—Mr. Hislop.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 88), intituled "An Act to amend the Agricultural and Arts Act."—Mr. Routledge.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 89), intituled "An Act to amend the Assessment Act."—Mr. Pettypiece.

Ordered, That the Bill be read the second time on Friday next.

Mr. Murphy asked the following Question :

Is it the intention of the Government to make provision for Provincial Aid to assist in the maintenance of the Isolation Hospitals which have been erected to prevent the spread of contagious diseases, in compliance with the requirements of the more advanced methods of dealing with diseases of this character.

To which the Provincial Secretary replied, that

The Government has decided not to grant such aid.

Mr. Smyth asked the following Question :

1. How many permits were given to local mill owners to cut pine in the townships of Chesley and Chesley Additional, during the years 1901, 1902 and 1903. 2. Who were the parties receiving such permits. 3. How much pine did each mill owner cut each year. 4. How were the logs disposed of, that came from said townships. 5. Who measured the logs on behalf of the Government. 6. How much did the Government receive, in dues, for timber so cut. 7. What were the names of the persons and amounts paid. 8. Have all the dues been paid in full for such timber.

And the Commissioner of Crown Lands replied in the words and figures following :

1. Five in Chesley Additional. None in Chesley.

2. Messrs. A. & J. McGuigan, Owen Bros, R. Murray, J. H. McNally and John Wilson.

3. A. & J. McGuigan cut season 1900-01, 209,234 feet B.M.

Owen Bros. " " 1901-02, 107,636 "

J. H. McNally " " 1901-02, 142,851 "

R. Murray " " 1902-03, 71,081 "

4. Sawn up and disposed of for local use, as far as the Department knows

5. C. V. Campbell, J. Maughan and J. B. White.

6. \$642.98

7. Owen Bros. \$215 12

R. Murray \$142 16

J. H. McNally \$285 70

8. All except the account of A. & J. McGuigan, which is partly in dispute and is in process of adjustment.

Mr. Sutherland asked the following Question :

1. Has the Government made application to the Government of Canada for the usual Subsidy given towards the building of railways, to be applied toward the construction of the Temiskaming and Northern Railway. 2. If so, what reply has been received. 3 If no application made, is it the intention of the Government to make application.

To which the Premier replied, as follows :

The Government has applied to the Government of Canada for the usual railway Subsidy for the Temiskaming and Northern Ontario Railway, without receiving any definite answer. It is the intention of the Government to renew the application.

Mr. Whitney asked the following Question :

1. Was there any communication or communications, written or verbal, between the Returning Officer for the North Riding of the County of Renfrew, or any person on his behalf, and any member or officer of the Government, with reference to the Return to be made by said Returning Officer to the Writ of Election, after the death of the late John H. Munro. 2. If so, what was the nature and tenor of said communication or communications.

To which the Premier replied, that

There seems to have been no such correspondence, written or verbal.

Mr. Clark (Bruce) asked the following Question :

1. Does the Government permit the *employees* of the Province to engage in private business. 2. Is Dr. Chamberlain, Inspector of Hospitals, interested in a private hospital in Hamilton.

And the Provincial Secretary replied, that

(1) Where engagement in private business would interfere with the discharge of the public duties of *employees*.—No.

(2) Dr. Chamberlain, Inspector of Hospitals, informs the Provincial Secretary that he is not financially interested in a private hospital in Hamilton.

On motion of Mr. Hoyle, seconded by Mr. Barr,

Ordered, That there be laid before this House a Return, shewing the number of students admitted to (a) the Normal Schools of the Province since September, 1903. (b) How many (if any) of such students, prior to admission, taught less than twelve months in a Public School and (c) How many (if any) did not attend a Model School course and secure a certificate of competency therefrom.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Minister of Education for the year 1903, with the statistics of 1902. (*Sessional Papers No. 12.*)

Also—Handbook for the use of Women's Institutes in Ontario. (*Sessional Papers No. 21.*)

Also—Report of the Farmers' Institutes of the Province for the year 1903. (*Sessional Papers No. 25.*)

Also—Report of Ontario Fairs and Exhibitions for the year 1903. (*Sessional Papers No. 26.*)

Also—Report of the Temiskaming and Northern Ontario Railway Commission for the year 1903. (*Sessional Papers No. 32.*)

Also—Copy of an Order in Council respecting Surrogate Court Fees to be paid to His Honour Judge Holt. (*Sessional Papers No. 62.*)

Also—Copy of an Order in Council respecting Surrogate Court Fees to be paid to His Honour Judge Jamieson. (*Sessional Papers No. 63.*)

The House then adjourned at 4.50 P.M.

Thursday, 11th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Barber, two Petitions of the County Council of Halton.

By Mr. MacKay, the Petition of T. M. McGill and others of Chatsworth.

By Mr. Routledge, the Petition of the London, Aylmer and North Shore Electric Railway Company.

By Mr. Davidson, the Petition of the Township Council of Sunnidale.

By Mr. Pardo, the Petition of the Town Council of Wallaceburg.

By Mr. Fox, the Petition of the County Council of Victoria.

By Mr. Reaume, three Petitions of the County Council of Essex.

By Mr. Auld, the Petition of Owen B. Van Epp ; also, the Petition of H. C. Atkinson and others, all of Pelee Island.

The following Petitions were severally read and received:—

Of the City Council of Belleville, praying that an Act may pass to ratify and confirm By-law 137 and to authorize the City to take over the rights etc. of the Bellville Gas Company.

Of the City Council of Brantford ; also, of the Town Council of Simcoe ; also, of the Village Council of Delhi ; also, of the Township Council of Woodhouse ; also, of the Township Council of Windham ; also, of the Township Council of Oakland, severally praying that the Bill before the House respecting the Brantford and Erie Railway Company, may pass.

Of the City Council of Ottawa, praying that an Act may pass to confirm By-law *re* construction of sewers ; issue of debentures ; alteration of boundaries and for other purposes.

Of the Village Council of Stirling, praying that an Act may pass to authorize the issue of debentures to redeem certain outstanding debentures and for other purposes.

Of the County Council of Carleton ; also, of the County Council of Peel, severally praying that no amendment be made to the Assessment Act respecting the collection of arrears of taxes.

Of the County Council of Carleton ; also, of the County Council of Peel severally praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the South Oxford Farmer's Institute praying that encouragement be given to farm labourers to induce them to come to Ontario.

Of the Township Council of Westminister, praying certain amendments to the Municipal Act, respecting the division of townships into Wards.

The following Bill was introduced and read the first time :—

Bill (No. 90), intituled " An Act to amend the Municipal Act."—Mr. Brown.

Ordered, That the Bill be read the second time on Monday next.

The Order of the Day for resuming the Adjourned Debate on the Motion

That Mr. Speaker do now leave the Chair, and that the House do again resolve itself into the Committee of Supply having been read,

The Debate was resumed.

And, after some time, it was

Ordered, That the Debate be further adjourned until To-morrow

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :

Report of the Inspector of Division Courts for the year 1903. (*Sessional Papers No. 33.*)

The House then adjourned at 9.50 P.M.

Friday, 12th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Foy, the Petition of the City Council of Toronto ; also, the Petition of W. J. Mitchell and others, of Toronto.

The following Petitions were severally read and received :—

Of Clarence Hugh Jackson and others of Fort William, praying that an Act may pass to incorporate the Mount McKay and Kakabeka Railway Company.

Of John Rawling and others of Grand Valley, praying that an Act may pass to incorporate the Ontario Wind and Tornado Mutual Insurance Company.

Of the County Council of Oxford and the City Council of Woodstock, praying that an Act may pass to ratify and confirm By-law No. 519 of the County of Oxford.

Of the Town Council of Perth, praying that an Act may pass to ratify and confirm By-law No. 921 of the Town *re* purchase of water power plant

Of Narcisse Cantin and others of St. Joseph, praying that an Act may pass to incorporate the St. Joseph and Stratford Electric Railway Company.

Of the Town Council of Toronto Junction, praying that an Act may pass to enable the Corporation to use, or pay the Public School Board, for the purpose of erecting or repairing Public School buildings, certain moneys in the Molson's Bank at Toronto Junction, and to ratify and confirm certain By-laws.

Of the County Council of the United Counties of Northumberland and Durham ; also, of the County Council of Welland, severally praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of the United Counties of Northumberland and Durham, praying certain amendments to the Municipal Act, respecting the maintenance of Bridges.

Of the County Council of Haldimand ; also, of the County Council of the United Counties of Northumberland and Durham, severally praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the County Council of Welland, praying certain amendments to the Jurors' Act, respecting the number of jurors summoned.

Of the County Council of the United Counties of Northumberland and Durham, praying legislation in the direction of compelling municipalities to care for their poor.

The following Bill was introduced and read the first time :—

Bill (No. 91), intituled " An Act to further amend the Ontario Election Act." Mr. Macdirmid.

Ordered, That the Bill be read the second time on Tuesday next.

Mr. Pyne asked the following Question :

1. How many Volunteers have received Land Grants under the Land Grants Act.
2. How many applications were received by the Government.

To which the Commissioner of Crown Lands replied in the figures following :

1. 2,016.
 2. About 3,000.
-

Mr. Preston, (Brant), asked the following Question :

1. Have any complaints been made relative to the participation of the Registrar of Deeds for Brant, in private business enterprises, and if so, what action has the Government taken in regard thereto.
2. What is the policy of the Government in such matters.

To which the Attorney-General replied as follows :—

Complaints of the character indicated have been made to the Government, against the Registrar of Brant. There is no accusation that he has infringed the provisions of the Registry Act, and on his part there is positive declaration that he is no longer interested in the Brant Milling Company, the business of which, he explains, is now carried on by his son.

The policy of the Government in such matters is against officers, having remunerative salaries or incomes, taking part in business which comes into competition with others who are not in receipt of public salaries or income. The question of adopting some general regulation on the subject, which would at least apply to all future appointments is now engaging the attention of the Government.

Mr. Powell asked the following Question :

1. When is it expected that the Temiskaming and Northern Ontario Railway will be completed and ready for operation between North Bay and its terminus at New Liskeard.
2. What has been the average total cost *per* mile of the completed portion.
3. How far is it from New Liskeard to the terminus of the proposed extension on the projected line of the Grand Trunk Pacific Railway.
4. Has the new line of the suggested extension been properly surveyed with instruments, and plans, profiles and estimates made.
5. What is the name of the station, place or locality, on the line of the said Grand Trunk Pacific Railway, where the extension is to terminate.

To which the Commissioner of Public Works replied in the words following:—

1. It is expected the road will be completed at the date mentioned in the contract, December 1st, 1904.

2. Such average cost cannot be stated, as none of the railway can be said to be completed. The average cost of construction is not likely to exceed the amount stated by the Commissioner to the House last Session, \$25,000 *per* mile.

3. The distance is considered to be between eighty and ninety miles.

4. The proposed extension has been surveyed instrumentally for about 70 miles, and plans and profiles prepared, and an estimate made of the cost.

5. In the absence of positive information as to the location of the Trans-continental road, the point of junction cannot be stated, but it will be in the valley of the Black River.

Mr. Hoyle asked the following Question:—

1. Have the Patriotic Programmes, issued by the "Imperial Order of the Daughters of the Empire," for use in the Schools of the Province, on the last Friday of the months of January, February, March, April, May and June of this year, been authorized or approved by the Minister of Education. 2. To what extent are they used in the Schools and in what form has the authorization, or approval, if any, been given. 3. Have copies of the programmes been furnished the teachers of the Province by the Department of Education, or by any person, or Society.

And the Minister of Education replied, that

(1) The Patriotic Programmes referred to have been revised and approved by the Minister of Education.

(2) These programmes have been printed by the Education Department and sent as requested by the Committee of the "Imperial Order of the Daughters of the Empire," to several of our County Inspectors for use in the Schools, under their supervision.

Mr. Nesbitt asked the following Question:—

How many miles of the Temiskaming and Northern Railway have been completed. 2. How many miles have been laid with rails. 3. How many miles have been graded.

To which the Commissioner of Public Works replied, that

1. No part of the line of the Temiskaming and Northern Ontario Railway can be said to be completed. Forty miles have been balasted, but over this distance a second "lift" has yet to be made.

2. Rails have been laid to the 57th mile.

3. The Engineer stated a few days ago that 80 miles are completely graded and that work is progressing over the whole line, about 1,600 men being employed.

Mr. Nesbitt asked the following Question :—

1. What amounts have been paid out in Railway Subsidies since January 1st, 1903. 2. What are the names, descriptions and positions of the different roads on which subsidies were paid and the amount in each case.

To which the Premier replied, that

The total amount paid out in Railway Subsidies since the 1st of January, 1903, is \$114,607.32. The names, descriptions and positions of the different roads are set out in detail, on pages 183 and 184 of the Public Accounts of 1903.

Mr. Smyth asked the following Question :

Is it the intention of the Government to have Voter's Lists prepared in the Unorganized Territories, during the present year, under the provisions of 2 Edw. VII., cap. 12, sec. 2.

To which the Premier replied as follows :—

The Government has the registration of voters in the Unorganized Districts under consideration.

On motion of Mr. Eilber, seconded by Mr. Morrison,

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Government or any member, or official thereof, or persons on its behalf, and any other person or persons in connection with the appointment of William Coats, as Registrar of the County of Huron.

On motion of Mr. Matheson, seconded by Mr. Crawford,

Ordered, That there be laid before this House, a Return shewing in the detail as in the Public Accounts of the Province, all expenditures up to

31st December, 1903, on account of the Temiskaming and Northern Ontario Railway, giving in detail the amount paid, to whom and on what account. And, in the case of the payments to the contractors for the building of the road: shewing all the quantities of rock and other material moved; masonry constructed and generally, all quantities on which payments are based, with the amount paid therefor upon each section of road.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:—

General Rules and Orders made by the Court of Appeal for Ontario, respecting the trial of Election Petitions, pursuant to the Controverted Elections Act, R. S. O. 1897, Cap. 11 and amending Acts. (*Sessional Papers No. 64.*)

The House then adjourned at 3.55 P.M.

Monday, 15th February.

PRAYERS

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Cameron (Huron), the Petition of Joseph Kilgour and others of Toronto.

By Mr. Little (Norfolk), the Petition of the Township Council of Charlotteville.

By Mr. Munro, four Petitions of the County Council of Oxford.

The following Petitions were severally read and received:—

Of T. M. McGill and others of Chatsworth, praying that an Act may pass to incorporate the Village of Chatsworth.

Of the London, Aylmer and North Shore Electric Railway Company, praying that an Act may pass to reduce capital stock and for power to issue Bonds.

Of Owen B. Van Epp, of Pelee Island, praying that an Act may pass authorizing him to practice medicine and surgery, within the limits of Pelee Island.

Of J. H. C. Atkinson and others of Pelee Island, praying that the Bill before the House authorizing Owen B. Van Epp to practice medicine and surgery, within the limits of Pelee Island, may pass.

Of the Town Council of Wallaceburg, praying that an Act may pass to ratify and confirm a certain By-law to consolidate the debt of the Town and for power to borrow money.

Of the County Council of Halton; also, of the County Council of Essex, severally praying that no amendments be made to the Assessment Act respecting the collection of arrears of taxes.

Of the County Council of Victoria, praying that certain rights be given to Municipalities to cross lands of Houses of Refuge for the purposes of construction of local improvements.

Of the Township Council of Sunnidale, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the County Council of Essex; also, of the County Council of Halton praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the County Council of Essex, praying legislation in the direction of compelling Municipalities to care for their poor.

Mr. Pyne asked the following Question :

Is it the intention of the Government to print, for the use of Members, a larger number than usual of the new Assessment Bill after introduction to the House.

To which the Attorney-General replied :

That five thousand copies of the Bill had been ordered, which is largely in excess of the usual number of Bills printed.

On motion of Mr. Downey, seconded by Mr. Lackner.

Ordered, That there be laid before this House, a Return of copies of all complaints received by the License Department against W. S. Cowan, formerly inspector of licenses for South Wellington; also, for a copy of the report of the investigation into such complaints, including the evidence; also, for a copy of the report of the Inspector who investigated the complaints, and also, for a copy of all correspondence touching the dismissal of the said W. S. Cowan.

The following Bill was read the second time :

Bill (No. 74), To amend the Public Libraries Act.

Referred to the Legal Committee.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant Governor :—

Report of the Provincial Board of Health for the year 1903. (*Sessional Papers No. 36.*)

Also—Return to an Order of the House of the eighth day of February, instant, for a Return, shewing the names of all persons at Sault Ste. Marie, or elsewhere, who have been paid by the Government under the decision, or determination, to pay the wages of workmen at Sault Ste. Marie, and shewing also the amount paid in each case and the nature of the claim in each case. (*Sessional Papers No. 65.*)

The House then adjourned at 4.10 P.M.

Tuesday, 16th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table—

By Mr. Barr, the Petition of the County Council of Dufferin.

By Mr. Lackner, two Petitions of the County Council of Waterloo.

By Mr. Preston (Brant), the Petition of the County Council of Brant.

By Mr. Reaume, the Petition of Chandler M. Walker and others of Walkerville.

By Mr. Munro, the Petition of William Matthews and others of Blenheim.

By Mr. Duff, the Petition of the Township Council of Nottawasaga.

By Mr. Brown, the Petition of the County Council of Perth.

By Mr. Pettypiece, two Petitions of the County Council of Lambton.

The following Petitions were severally read and received :—

Of W. J. Mitchell and others, of Toronto, praying that an Act may pass empowering the Trustees of the Bacon Estate to employ the funds of the estate, in making permanent improvements on vacant lands.

Of the City Council of Toronto, praying that an Act may pass empowering the City to expropriate lands for the straightening of the Don River and for other purposes.

The following Bills were severally introduced and read the first time :—

Bill (No 92), intituled "An Act to amend the Municipal Act." Mr. Rickard.

Ordered, That the Bill be read a second time on Thursday next.

Bill (No. 93), intituled "An Act to amend the Municipal Act." Mr. Preston (Brant.)

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 94), intituled "An Act to amend the High Schools Act." Mr. Harcourt.

Ordered, That the Bill be read the second time on Thursday next.

The following Bill was read the second time :—

Bill (No. 72), Respecting Municipal Taxation.

Referred to a Select Committee to be composed as follows :—The Attorney-General and Messieurs Latchford, Barber, MacKay, Pense, Pettypiece, Preston (Brant), Stock, Tudhope, Lee, Duff, Beck, Carscallen (Hamilton), Foy, Hanna, Hoyle, Powell, Whitney, Macdiarmid and Munro.

The Order of the Day for resuming the Adjourned Debate on the Motion,

That Mr. Speaker do now leave the the Chair, and, that the House do again resolve itself into the Committee of Supply, having been read,

The Debate was resumed.

And, after some sime, it was

Ordered, That the Debate be further adjourned until To-morrow.

Mr. Stratton presented to the House,

Return to an Order of the House of the tenth day of February instant, for a Return, shewing the number of students admitted to (a) the Normal Schools of the Province since September, 1903. (b) How many (if any) of such students, prior to admission, taught less than twelve months in a Public School and (c) How many (if any) did not attend a Model School course and secured a certificate of competency therefrom. (*Sessional Papers No. 66.*)

The House then adjourned at 9.40 P. M.

Wednesday, 17th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Evanturel, the Petition of Louis Tourangeau of Alfred.

By Mr. Burt, the Petition of the County Council of Brant.

By Mr. Duff, the Petition of the Town Council of Collingwood.

The following Petitions were severally read and received :—

Of Joseph Kilgour and others of Toronto, praying that an Act may pass to incorporate the Current River Power Company.

Of the Township Council of Charlotteville, praying that the Bill before the House respecting the Brantford and Erie Railway Company may pass.

Of the County Council of Oxford, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of Oxford, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

Of the County Council of Oxford, praying certain amendments to the Jurors' Act, respecting the number of Jurors summoned.

Of the County Council of Oxford, praying for the repeal of that part of the Municipal Act, 1903, relating to the election of County Councils.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Fourth Report, which was read as follows and adopted.

The Committee have carefully examined the following Petitions and find the notices as published in each case sufficient :—

Of the Town Council of Trenton, praying that an Act may pass to consolidate the debt of the Town.

Of the City Council of St. Catharines, praying that an Act may pass empowering the Corporation to issue certain Debentures *re* construction of local improvements.

Of the Hamilton Cataract Power, Light and Traction Company, Limited, praying that an Act may pass to confirm a certain agreement and for other purposes.

Of the Town Council of Ingersoll, praying that an Act may pass to consolidate the debt of the Town and to authorize the issue of debentures.

Of the City Council of Chatham, praying that an Act may pass to confirm a By-law in relation to the consolidation of the debt of the city.

Of the Hamilton, Grimsby and Beamsville Electric Railway Company, praying that an Act may pass to ratify and confirm By-law No. 287 of the City of Hamilton and for other purposes.

Of the City Council of Belleville, praying that an Act may pass to ratify and confirm By-law No. 1,137 and to take over the rights, etc., of the Belleville Gas Company.

Of the City Council of Hamilton and the Canadian Westinghouse Company, Limited, praying that an Act may pass to confirm By-law No. 291 *in re* taxation of the Company.

Of W. J. Mitchell and others of Toronto, praying that an Act may pass empowering the Trustees of the Bacon Estate to employ the funds of the Estate in making permanent improvements on vacant lands.

Of the Canadian Casualty and Boiler Insurance Company, praying that an Act may pass amending their Act of incorporation, by empowering the Company to insure against sickness.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for presenting Petitions for Private Bills to be further extended until and inclusive of Tuesday the first day of March next.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Fifth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of the Town Council of Peterborough, praying that an Act may pass to authorize the Town Trust to invest a portion of the sinking fund in the purchase of buildings and to amend Cap. 59, 2 Edward VII. *re* Water Works System and for other purposes, and find that notice of the proposed application to this Legislature has been published for the period of six weeks in the "Ontario Gazette," and a Declaration has been filed before the Committee shewing that a similar notice has also appeared for the same period in the "Peterborough Morning Times" a newspaper published in the Town of Peterborough.

The Committee however, find that the notices as published and the Petition do not agree, several matters being alluded to in the notice, of which no mention is made in the Petition, and others mentioned in the Petition are not included in the notice.

The Committee recommend that one hundred posters, distinctly setting out all the matters on which legislation is sought, be posted in conspicuous places in the Town of Peterborough and that proof of such posting be produced to the satisfaction of the Private Bills Committee before the Bill be considered by that Committee.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Sixth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of R. T. Graham, of Belleville, praying that an Act may pass to fix the assessment of his property in Baldwin Ward, in the City of Belleville, at \$10,300, for a period of ten years from June, 1898, and find that notice of the proposed application to this legislature has appeared in four issues of the "Ontario Gazette," and also once in each week for the period of four weeks in "The Daily Ontario" and "The Daily Intelligencer," two newspapers published in the City of Belleville, and that the notice is still current in each of the newspapers.

The Committee have had produced before them a Declaration setting forth that in addition to the foregoing publication of notice, 100 posters containing a copy of the notice have been posted up on bill boards and other conspicuous places in the City of Belleville.

The Committee find that the Petition asks, among other things, that power may be given "to the Council of the said municipality by a two-thirds vote to extend or renew the said exemption, or fixing of assessment for a further period of ten years," and of this no mention is made in the notice, but which, in the opinion of the Committee, should have been set out;

The Committee therefore recommend that an amended notice, distinctly setting out the legislation sought, be inserted weekly for a period of two weeks, in two daily newspapers published in the City of Belleville, and that proof of such further publication be produced to the satisfaction of the Private Bills Committee before the Bill be considered by that Committee.

Mr. Harcourt, from the Standing Committee on Private Bills presented their First Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills, and have prepared certain amendments thereto respectively.

Bill (No. 1), An Act to confirm By-law No. 447 of the Town of Durham, and

Bill (No. 2), An Act to confirm a certain By-law of the Village of Ottawa East and an Agreement with the Ottawa East Water Company, Limited.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees, relative to Private Bills, be extended until and inclusive of Tuesday the fifteenth day of March next.

Ordered, That the time for presenting Petitions for Private Bills, be extended until and inclusive of Tuesday, the first day of March next.

Ordered, That the time for receiving Reports from Committees on Private Bills, be extended until and inclusive of Tuesday, the fifteenth day of March next.

The following Bills were severally introduced and read the first time:—

Bill (No. 36), intituled "An Act respecting the City of St. Catharines." Mr. Jessop.

Referred to the Committee on Private Bills.

Bill (No. 26), intituled "An Act respecting the assessment of the property of Robert James Graham of the City of Belleville." Mr. Morrison.

Referred to the Committee on Private Bills.

Bill (No. 34), intituled "An Act to consolidate the debt of the Town of Trenton." Mr. Morrison.

Referred to the Committee on Private Bills.

Bill (No. 35), intituled "An Act to authorize the Town of Ingersoll to issue certain debentures." Mr. Sutherland.

Referred to the Committee on Private Bills.

Bill (No. 7), intituled "An Act to confirm an agreement between the Water-works Commission of the City of St. Catharines and the Hamilton Cataract Power Light and Traction Company." Mr. Carscallen (Hamilton.)

Referred to the Committee on Private Bills.

Bill (No. 33), intituled "An Act to confirm a By-law of the City of Chatham." Mr. Pardo.

Referred to the Committee on Private Bills.

Bill (No. 8), intituled "An Act to confirm By-law No. 291 of the City of Hamilton." Mr. Hendrie.

Referred to the Committee on Private Bills.

Bill (No. 15), intituled "An Act respecting the Hamilton, Grimsby and Beamsville Electric Railway Company." Mr. Hendrie.

Referred to the Committee on Railways.

Bill (No. 13), intituled "An Act respecting the Town of Peterborough." Mr. Stratton.

Referred to the Committee on Private Bills.

Bill (No. 95), intituled "An Act to amend the Municipal Act." Mr. Beck.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 96), intituled "An Act respecting Assessment in certain Territorial Districts." Mr. Carr.

Ordered, That the Bill be read the second time on Friday next.

Bill (No. 97), intituled "An Act to amend the Municipal Act." Mr. Fox.

Ordered, That the Bill be read the second time on Friday next.

Mr. Smyth asked the following Question:

1. How many Petitions have been presented to the Government, or any Department thereof, praying for aid to build and repair Colonization Roads and Bridges in the Electoral District of Algoma. 2. By whom were such Petitions presented. 3. How many grants were made as a result of such Petitions. 4. Is it the intention of the Government to make grants on such roads and bridges this year.

To which the Commissioner of Public Works replied, that

1. Eight petitions were presented for grants upon roads and bridges in Algoma.

2. They were presented by the Hon. Member for Algoma during 1903 and 1904.

3. The following grants are in the Estimates for 1904:

Galbraith Township roads, for which a petition was presented by Mr. Smyth, M.P.P.....	\$300 00
Bright Township roads, for which a petition was presented by Mr. Smyth, M.P.P.....	500 00

Gladstone 2 concession bridge.....	\$200 00
May Township roads.....	300 00
Shakespeare road.....	300 00
Wells road, for which a petition was presented	800 00
Webbwood and Nairn road (part in Algoma and part in Manitoulin).....	900 00

Mr. Smyth asked the following Question:

1. What is the distance between Bruce Mines and Gordon, formerly Desert Lake. 2. What amount of money has been spent, each year, since 1880 on the Bruce Mines and Desert Lake Road. 3. How many roads have been partly built and abandoned between these points. 4. What is the reason for such abandonment. 5. Was the whole grant in 1903 for the road, expended and if not, what was the reason for non-expenditure. 6. How much of the grant was returned, giving the years in which grants for said roads were made.

To which the Commissioner of Public Works replied in the words and figures following:

1. The distance from Bruce Mines to Desert Lake is about eight and one-half miles, and to Gordon Lake about twelve miles.

2. The expenditures in recent years on the three roads through different settlements between Bruce Mines and Desert Lake were as follows:—

1898.....	\$300.00
1900.....	500.99
1902.....	501.12
1905.....	478.48

and in 1897 \$499.90 was spent upon one of said roads east of Desert Lake

3. No roads have been partly built and abandoned at the points mentioned

5. The grant of \$500 in 1903 on the Bruce Mines and Desert Lake road was expended, less \$21.50. The work cost \$478.48, and no more was paid. It is impossible, in many cases, to have the work cost the exact amount of the grant.

Mr. Smyth asked the following Question:

1. Has the Government any plans, reports or estimates on file in any Department regarding a bridge between the main land and St. Joseph Island. 2. In what year were such plans, reports or estimates made. 3. What is the reason the bridge was not constructed.

To which the Commissioner of Public Works replied as follows:—

1. No plans, reports, or estimates for such a bridge are on file.
 2. An inspection was made some years ago by the Engineer of the Department, who reported verbally, that the cost of such a work would be very great, and its maintenance difficult and expensive.
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Mr. Gamey asked the following Question:

1. What was the reason for the dismissal of W. L. Nichol, now Indian Land Agent at Sault Ste. Marie, from the Offices of Crown Land Agent and Division Court Clerk at Thessalon.
2. Was Mr. Nichol the D. R. O., at one of the Polls during the recent bye-election at Sault Ste. Marie, and if so, at which Polling place and upon whose recommendation.

And the Commissioner of Crown Lands replied, that

W. L. Nichol was not dismissed from the position of Crown Lands Agent at Thessalon. His resignation was received and accepted.

He also resigned as Division Court Clerk at Thessalon and his resignation was accepted.

On inquiry, it appears one W. L. Nichols was Deputy Returning Officer for Gravel Pit (No. 6) polling sub-division, at the bye-election for the Electoral District of Sault Ste. Marie, held on the 27th of October, 1903.

Have no information further, than that his appointment was made by the Returning Officer.

Mr. Matheson asked the following Question:

1. Has any lease been made of the Fort Frances Water Power on the Rainy River and if so, to whom and on what terms, has the lease been made.
2. Are the lessees residents of the Province.

To which the Commissioner of Crown Lands replied in the words following:

1. No; but an agreement for sale has been made with E. W. Backus and others upon condition of development within a specified time.
2. No.

A copy of the Agreement will be laid upon the Table of the House in the course of a day or so.

Mr. Matheson asked the following Question :

1. Is the office of the Clerk of the Peace and District Attorney, for the Thunder Bay District vacant, and if so, since what date. 2. Who is now performing the duties of the office and why has a permanent appointment not been made.

And the Attorney-General replied, that

The office had been vacant for about two years.

The duties are being performed by Mr. Mills, appointed *pro tem*.

The Order of the Day for resuming the Adjourned Debate on the Motion,
That Mr. Speaker do now leave the Chair, and that the House do again
resolve itself into the Committee of Supply, having been read,

The Debate was resumed

And, after some time, it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 6 P.M.

Tuesday, 18th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Gibson, three Petitions of the County Council of Wellington.

By Mr. McCart, the Petition of the Township Council of Osnabruck.

By Mr. Pense, the Petition of the City Council of Kingston.

By Mr. Stock, the Petition of the Township Council of Fullarton.

By Mr. Duff, the Petition of the Township Council of Essa.

By Mr. Smith (Peel), the Petition of the Township Council of Chinguacousy.

By Mr. Carnegie, the Petition of the County Council of Victoria.

By Mr. Brown, three Petitions of the County Council of Perth.

By Mr. Russel, two Petitions of the County Council of Hastings.

The following Petitions were severally read and received :—

Of Chandler M. Walker and others of Walkerville, praying that an Act may pass to incorporate the Windsor and Tecumseh Electric Railway Company.

Of William Matthews and others of Blenheim praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the County Council of Brant ; also of the County Council of Perth severally praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the County Council of Lambton : also of the Township Council of Nottawasaga, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the County Council of Lambton ; also, of the County Council of Waterloo, severally praying for the repeal of section 14 of the Municipal Act.

Of the County Council of Waterloo, praying legislation in the direction of compelling Municipalities to care for their poor.

Of the County Council of Dufferin, praying for the repeal, or postponement, of Section 48, of Cap. 7, 3 Edw. VII., relating to the use of Traction Engines on Public Highways.

The following Bills were severally introduced and read the first time :—

Bill (No. 98), intituled “ An Act to amend the Public Health Act.” Mr. Joynt.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 99), intituled “ An Act to amend the law respecting the destruction of Noxious Weeds.” Mr. Cameron (Huron.)

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 100), intituled “ An Act to amend the Ontario Factories Act.” Mr. Brown.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 101), intituled “ An Act to amend the Statute Law Amendment Act, 1903.” Mr. Dickenson.

Ordered, That the Bill be read the second time on Monday next,

Bill (No. 102), intituled, "An Act to amend the Municipal Act." Mr. Tucker.

Ordered, That the Bill be read the second time on Monday next.

Bill (103), intituled "An Act respecting Inn Keepers." Mr. Dickenson.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 104), intituled "An Act to amend the Municipal Act." Mr. Nesbitt.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 105), intituled "An Act to amend the Workmen's Compensation for Injuries Act." Mr. Hanna.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 106), intituled "An Act to amend the Municipal Act." Mr. Brown.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 107), intituled "An Act to amend the Municipal Act." Mr. Kribs.

Ordered, That the Bill be read the second time on Monday next.

The Order of the Day for resuming the Adjourned Debate on the Motion,

That Mr. Speaker do now leave the Chair, and that the House do again resolve itself into the Committee of Supply, having been read.

The Debate was resumed

And, after some time, it was

Ordered, That the Debate be further adjourned until To-morrow.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:—

Copy of an Order-in-Council, commuting the fees of F. H. MacDonald Esquire, Local Master at St. Catharines. (*Sessional Papers No. 67.*)

Also—Return to an Order of the House of the twenty-sixth day of June, 1903, for a Return shewing :—1. The total area of Crown Lands under timber License. 2. The total area of Crown Lands, under timber License, in arrears

3. The number of timber Licenses in arrear, their locations, respective areas, the names of those persons so in arrears, and the amounts that each of such persons are in arrear, and for what respectively, 4. The number of timber Licenses cancelled since and including 1891, and the number of acres of Licenses so cancelled. 5. The nature and extent of the securities (if any) held by the Government, for payment of such areas, and, the names of the persons so giving security. 6. The number of timber Limits disposed of otherwise than by Public Auction, since and including the year 1891, specifying the details thereof, as to time, place, person and prices respectively. 7. The number of pieces of saw-logs cut under License in the Province of Ontario, each year since and including 1891; the aggregate quantity of lumber, board measure, returned to the Crown Lands Department for each of the said years since and including 1891; the amount of Crown dues collected for each of the said years from the lumber cut, giving the quantity for each separate price charged for dues. 8. The number of pieces of waney or board timber cut under license in each of the said years and the aggregate quantity of cubic feet and the amount of Crown dues collected on the same. 9. The number of pieces of square timber cut and the quantity of cubic feet returned as contained in same and the amount collected for each of the said years thereon, for crown dues. (*Sessional Papers No. 68.*)

The House then adjourned at 10.35 P.M.

Thursday, 19th February, 1904.

PRAYERS

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Richardson, the Petition of the Town Council of Newmarket.

By Mr. Smith (Sault Ste. Marie), the Petition of the Algoma Steel Company, Limited; also, the Petition of the Tagona Water, Light and Power Company, Limited; also, the Petition of the Lake Superior Power Company; also, the Petition of the Algoma Commercial Company, Limited.

By Mr. Currie, the Petition of the County Council of Prince Edward.

By Mr. Hendrie, the Petition of the Hamilton Radial Electric Railway Company.

By Mr. Smith (Peel), the Petition of the Township Council of Caledon.

By Mr. Davidson, three Petitions of the County Council of Simcoe.

The following Petitions were severally read and received :—

Of the Town Council of Collingwood, praying that an Act may pass to legalize certain debentures and to modify and change the agreement entered into between the Corporation and the Cramp Steel Company, Limited.

Of the County Council of Brant, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of Taxes.

Of Louis Tourangeau of Alfred, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Second Report, which was read as follows and adopted :—

The Committee have carefully considered the following Bill and prepared certain amendments thereto :—

Bill (No. 19), Respecting the Town of Perth.

The following Bills were severally introduced and read the first time :

Bill (No. 108), intituled "An Act amending the Act respecting Aid by Land Grant to the Thunder Bay, Nepigon and St. Joe Railway Company." Mr. Latchford.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 109), intituled "An Act to amend cap. 31, 3 Edward VII., being the Act respecting Boards of Education in certain Cities." Mr. Harcourt.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 110), intituled "An Act respecting Houses of Refuge." Mr. Stratton.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 111), intituled "An Act to amend the Public Schools Act. Mr. Lee.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 112), intituled "An Act to amend the Jurors Act. Mr. Lee.

Ordered, That the Bill be read the second time on Tuesday next.

Mr. Duff asked the following Question :

Is it the intention of the Government, during the present Session, to take steps to assist the establishment of the dead meat industry, by bonus, or otherwise.

To which the Premier replied as follows :

The matter of aid to the dead meat industry is under the consideration of the Government, but no definite plans have yet been arranged for that purpose.

Mr. Smyth asked the following Question :

1. Has the Government received any Petitions during the years 1902, 1903 and 1904, asking for grants for drainage in the townships of Balfour and Rayside. 2. If so, by whom presented. 3. Has any aid been given to these townships during 1902 and 1903. 4. Is it the intention of the Government to make any grant for above purposes during 1904.

To which the Commissioner of Public Works replied, that

1. No Petitions appear to have been received, at any time, asking for grants for drainage in the Townships mentioned.

3. No aid for such purposes was given to these townships in 1902 and 1903.

4. The Government has not considered the propriety of making any grant.

Mr. Clark (Bruce), asked the following Question :

1. Was the Vermillion Gold Mine in Denison township forfeited to the Crown for non-performance of work. 2. If so, has the Government offered it for sale or re-location. 3. Does the Government regard it as an asset of the Province. 4. If so, is the Government aware that it is now being advertised for sale by private parties.

And the Attorney-General replied in the words following :

The Vermillion Gold Mine in Denison Township was not forfeited to the Crown for non-performance of work, and has not been offered for sale or re-location by the Government, nor does the Government regard it as an asset of this Province in the sense of being property ungranted by, or vested in the Crown.

By an Order-in-Council passed 30th March, 1900, the Charter of the Vermillion Mining Company of Ontario dated 21st February, 1888, was forfeited, revoked and made void on the ground that the Company had not gone into

actual operation in three years after the same was granted and had not used its corporate powers during three consecutive years, but subject to the condition and with the proviso, that if within six months after the date of such Order in Council it should be made to appear that such forfeiture should be waived or cancelled, such further Order might be made as might, under the circumstances, appear meet and proper. It having been subsequently shewn, that certain material facts had not been brought to the attention of the Government when this Order was passed, the same was rescinded by Order in Council bearing date 19th June, 1900.

The Government is aware that the property in question is now being advertised for sale by the said Company, subject and pursuant to certain directions of the High Court of Justice relating to the sufficiency of the advertisement.

Mr. Powell asked the following Question :

Mr. Powell—1. Is the Government aware that since about April of the year 1903, a room has been set apart in the Provincial Normal School, at Ottawa, for instructing the girls of the Provincial Normal and Model Schools in cooking and domestic science. 2. How is it, that although an instructor in domestic science, at Ottawa, has been appointed for some time, no lessons have been given at the schools since they resumed work in September, 1903. 3. Why is the room, above referred to, not properly fitted up and equipped for cookery and domestic science instruction. 4. When may the parents of the girl pupils at Model Schools, Ottawa, expect to learn that lessons there, in cooking and domestic science, have commenced.

And the Minister of Education replied :

1. Yes.

2. Lessons have been regularly given, save during a few days when the teacher was absent because of illness in her family. A *locum tenens* is now giving instructions.

3. The class room is being suitably equipped.

Mr. Hoyle asked the following Question :

1. Has the Government, or any Member thereof, received a memorial from certain Magistrates of the Province in relation to a revision of their fees. 2. If so, is it the intention of the Government to introduce, during the current Session, any legislation in the direction indicated in such memorial.

To which the Attorney-General replied, that

Memorials have been received regarding this subject, and it is the intention of the Government to introduce a measure, this Session, dealing therewith.

Mr. Murphy asked the following Question :

1. Is the Government aware that the Government of the Province of Quebec, has granted a license for commercial fishing in the waters of Lake Temiskaming. 2. What steps, if any, has the Government taken to protect the fishing rights of the Province of Ontario in that lake. 3. Is it the intention of the Government to enter into negotiations with the Quebec authorities with a view to the cancellation of this commercial fishing license, in order that the splendid fishing resources of that lake may be preserved for the people of the two Provinces.

And the Commissioner of Public Works replied, that

1. This Government is not aware that the Quebec Government has issued licenses for commercial fishing in Lake Temiskaming. In fact, the Government was advised by the Deputy Minister of Fisheries, for Quebec, on the 8th January, 1904, in reply to a letter of the 28th December, 1903, that no such licenses had been issued, though many applications for the privilege had been received.

2. The Fishery Department has an overseer upon the lake, and it has been absolutely refusing to grant privileges in this lake for export fishing. A few licenses have been issued for small quantities of net, to supply merely local consumption.

3. Since the receipt of the reply of the 8th January, the Fishery Department has addressed another letter to the Quebec Government, dated 11th February, in which it is stated that the Department has been informed that the Quebec Government had issued a license for tug and pound net fishing. The hope was expressed in this letter that Quebec would resist all applications for commercial fishing in Lake Temiskaming. To this letter, no reply has been received.

On motion of Mr. Preston (Brant), seconded by Mr. Auld.

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Government, or any official thereof, and any person or persons, regarding the establishment of Savings Banks in connection with the Schools of the Province.

On motion of Mr. Hoyle seconded by Mr. Barr.

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Inspector of Prisons and Charities, or other official of the Government, and the County of Ontario, having reference to the salary of the County Gaoler.

On motion of Mr. Murphy seconded by Mr. Smyth.

Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor, praying that he will cause to be laid before this House, copies of all correspondence between the Government of Ontario, or any officer thereof and the Government of the Province of Quebec, or any member or official thereof, with reference to arriving at a friendly understanding, or reciprocal agreement, whereby *bona fide* residents of either Province may hunt or fish under proper restrictions, in the territory or waters of the other Province, without payment of a license fee.

The following Bill was read the second time :

Bill (No. 78), To amend the Municipal Act.

Referred to the Municipal Committee.

The Order of the Day for the second reading of Bill (No. 79), To amend the Municipal Act, having been read.

Ordered, That the Order be discharged and that the Bill be withdrawn.

The House then adjourned at 4.35 P.M.

Monday, 22nd February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Mahaffy, the Petition of the Muskoka Lakes and Navigation Hotel Company.

By Mr. Davidson, the Petition of the Town Council of Barrie.

By Mr. Little (Cardwell), three Petitions of the County Council of Simcoe ; also, the Petition of the Township Council of Tecumseh ; also, the Petition of the Village Council of Bradford.

By Mr. Reid, the Petition of the County Council of the United Counties of Lennox and Addington.

By Mr. Fox, the Petition of the Township Council of Dalton.

By Mr. Duff, three Petitions of the County Council of Simcoe ; also, the Petition of the Town Council of Alliston.

The following Petitions were severally read and received :—

Of the City Council of Kingston, Praying that an Act may pass to amend the Act incorporating the Kingston, Portsmouth and Cataraqui Electric Railway Company, respecting the payment of penalties for non-performance.

Of Oliver Harris and others of Fullarton, praying that the Bill before the House respecting the North Midland Railway Company, may pass.

Of the Township Council of Osnabruck, praying that an Act may pass to consolidate the debt of the Municipality.

Of the County Council of Wellington ; also of the County Council of Victoria ; also, of the County Council of Perth, severally praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of Perth, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

Of the County Council of Wellington ; also, of the County Council of Hastings, severally praying certain amendments to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Essa, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Chinguacousy, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the County Council of Hastings ; also, of the County Council of Perth severally praying certain amendments to the Jurors Act, respecting the number of jurors summoned.

Of the County Council of Wellington, praying legislation in the direction of regulating the width of sleighs and cutters.

The following Bill was introduced and read the first time :

Bill (No. 113), intituled " An Act respecting Voters' Lists in Unorganized Territory." Mr. Smyth.

Ordered, That the Bill be read the second time on Wednesday next.

On motion of Mr. Whitney, seconded by Mr. Crawford,

Resolved, That an humble Address be presented to his Honour the Lieutenant-Governor praying that he will cause to be laid before this House, a Return of copies of all orders in Council with reference to the payment of *employees* at Sault Ste. Marie, together with copies of all correspondence previous to, after and in any way relating to such payments.

The following Bills were severally read the second time :

Bill (No. 1), To confirm By-law No, 447 of the Town of Durham.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 2), To confirm a certain By-law of the Village of Ottawa East and an Agreement with the Ottawa East Water Company, Limited.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 19), Respecting the Town of Perth.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 71), To amend the Common Schools Act.

Referred to the Legal Committee.

Bill (No. 83), To amend the Municipal Act.

Referred to the Municipal Committee.

The Order of the Day for the second reading of Bill (No. 84), To amend the Public Schools Act, having been read,

Ordered, That the Order be discharged and that the Bill be withdrawn.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Commissioner of Public Works for the year 1903. (*Sessional Papers No. 7.*)

Also—Report of Superintendent, Neglected and Dependent Children of Ontario, for the year 1903. (*Sessional Papers No. 43.*)

Also—Return to an Order of the House of the fifteenth day of February, instant, for a Return of copies of all complaints received by the License Department against W. S. Cowan, formerly inspector of licenses for South Wellington; also, for a copy of the report of the investigation into such complaints, including the evidence; also for a copy of the report of the inspector who investigated the complaints, and also, for a copy of all correspondence touching the dismissal of the said W. S. Cowan. (*Sessional Papers No. 69.*)

Also—Return to an Order of the House of the nineteenth day of February, instant, for a Return of copies of all correspondence between the Inspector of Prisons and Charities, or other official of the Government, and the County of Ontario, having reference to the salary of the County Gaoler. (*Sessional Papers No. 70.*)

The House then adjourned at 3.50 P.M.

Tuesday, 23rd February, 1904.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Cameron (Fort William), the Petition of the Municipality of Neebing.

By Mr. Pense, the Petition of the City Council of Kingston.

By Mr. Russell, two Petitions of the County Council of Hastings.

By Mr. Eilber, the Petition of the Town Council of Seaforth.

By Mr. Jamieson, the Petition of the Township Council of Bentinck.

The following Petitions were severally read and received:—

Of the Hamilton Radial Electric Railway Company, praying that an Act may pass relating to the capital stock of the Company and the crossing, by Company, of highways and railways.

Of the Town Council of Newmarket, praying that an Act may pass to legalize a certain By-law of the Municipality offering a bonus of \$10,000 to the "Davis Leather Company, Limited," to establish a tannery business in the Town and for power to convey certain property to the "Office Specialty Manufacturing Company, Limited."

Of the Algoma Steel Company, Limited; also, of the Lake Superior Power Company; also, of the Tagona Water, Light and Power Company; also, of the

Algoma Commercial Company, Limited, severally praying that the Bill before the House to legalize By-law No. 398, of the Town of Sault Ste. Marie, may pass.

Of the County Council of Simcoe, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes

Of the County Council of Simcoe, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

Of the County Council of Simcoe, praying for the repeal of section 68a of the Municipal Act, respecting the election of County Councillors.

Of the County Council of Prince Edward, praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the Township Council of Caledon, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Seventh Report, which was read as follows and adopted.

The Committee have carefully examined the following Petitions and find the notices as published in each case sufficient :

Of the London, Aylmer and North Shore Electric Railway Company praying that an Act may pass to reduce their capital stock and for the power to issue bonds ;

Of the Town Council of Barrie, praying that an Act may pass to ratify and confirm By-law No. 538 of the Town, and a certain agreement with the Grand Trunk Railway of Canada in connection therewith ;

Of the Town Council of East Toronto, praying that an Act may pass empowering the Town to give the Globe Furnishing Company, Ltd., a building site for a Factory, and to exempt the company from taxation for ten years, and for other purposes ;

Of the Town Council of Perth, praying that an Act may pass to ratify and confirm By-law No. 921 of the Town *re* purchase of water power and plant of Perth Electric Light Company, Limited ;

Of the Town Council of Wallaceburg, praying that an Act may pass to ratify and confirm a certain By-law to consolidate the debt, and for power to borrow money ;

Of the City Council of Toronto, praying that an Act may pass empowering the City to expropriate lands for the straightening the Don River, and for other purposes.

Of the Village Council of Stirling, praying that an Act may pass to authorize the issue of debentures, to redeem certain outstanding debentures, and for other purposes.

Of the Town Council of Collingwood, praying that an Act may pass to legalize certain debentures and to modify and change the agreement entered into between the Corporation and the Cramp Steel Company, Limited.

Of the South Western Traction Company, praying that an Act may pass to authorize the issue of bonds, and to enable the Company to take stock.

Of the City Council of Ottawa, praying that an Act may pass to confirm By-law *re* construction of sewers, alteration of boundaries, and for other purposes.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Eighth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of Chandler M. Walker and others of Walkerville, praying that an Act may pass to incorporate the Windsor and Tecumseh Electric Railway Company and find that notice of the proposed application to this Legislature was published for a period of six weeks as required by the Rules of this Honourable House in the "Ontario Gazette" and also in the "Windsor Record," a newspaper published in the County of Essex, the only County affected, according to the location, as set forth in the Petition.

The Committee find that the notice, as published, does not agree with the Petition, in so far as the location of the line is concerned, inasmuch as the notice asks for power to construct a railway from the City of Windsor, in the County of Essex, to the City of Chatham in the County of Kent, while the Petition asks for power to construct a railway "from some point in or near the City of Windsor to a point in or near the unincorporated Village of Tecumseh, in the Township of Sandwich East, passing through the Town of Walkerville and the Township of Sandwich East," all of which are in the County of Essex.

The Committee recommend that the attention of the Railway Committee be directed to this matter, so that when the Bill to incorporate the Company comes before that Committee they may confine the location of the line to the County of Essex, no proof of any advertisement in the County of Kent having been produced before the Committee.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Ninth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of George Farnworth and others of London, praying that an Act may pass to incorporate the North Midlands Railway Company and find that notice of the proposed application to this Legislature has been published for a period of six weeks in the "Ontario Gazette" and that the notice has also appeared for a similar period in the "Lucan Sun," a newspaper published in the County of Middlesex, in the "Mitchell Recorder," a newspaper published in the County of Perth, and in the "Exeter Times," a newspaper published in the County of Huron, these being the only counties through which it is proposed to construct the railway ;

The Committee find that the Petition asks for power "to construct and operate radial extensions not exceeding thirty miles in length from any points on the said lines and loops and connecting lines" which does not appear in the notice ;

The Committee recommend that the attention of the Railway Committee be directed to this difference between the notice as published, and the Petition.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Third Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and report the same without amendment :

Bill (No. 35), To authorize the Town of Ingersoll to issue certain debentures.

Bill (No. 33), To confirm By-law No. 814 of the City of Chatham.

The Committee have also carefully considered the following Bills and have prepared certain amendments thereto respectively :

Bill (No. 7), To confirm an Agreement between the Water Works Commission of the City of St. Catharines, the Corporation of the City of St. Catharines and the Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain municipal by-laws relating to the Company.

Bill (No. 8), To confirm By-Law No. 291 of the City of Hamilton.

Bill (No. 16), Respecting the Town of North Bay.

The following Bills were severally introduced and read the first time :—

Bill (No. 37), intituled "An Act respecting the City of Ottawa." Mr. Powell.

Referred to the Committee on Private Bills.

Bill (No. 11), intituled "An Act to incorporate the Windsor and Tecumseh Electric Railway Company." Mr. Lee.

Referred to the Committee on Railways.

Bill (No. 17), intituled "An Act respecting an Agreement between the Grand Trunk Railway Company of Canada and the Corporation of the Town of Barrie." Mr. Davidson.

Referred to the Committee on Private Bills.

Bill (No. 42), intituled "An Act respecting the London, Aylmer and North Shore Electric Railway Company." Mr. Routledge.

Referred to the Committee on Railways.

Bill (No. 23), intituled "An Act respecting the Southwestern Traction Company." Mr. Taylor.

Referred to the Committee on Railways.

Bill (No. 43), intituled "An Act relating to the City of Toronto." Mr. Foy.

Referred to the Committee on Private Bills.

Bill (No. 6), intituled "An Act respecting the Canadian Casualty and Boiler Insurance Company." Mr. Graham.

Referred to the Committee on Private Bills.

Bill (No. 18), intituled "An Act to incorporate the North Midlands Railway Company." Mr. Taylor.

Referred to the Committee on Railways.

Bill (No. 28), intituled "An Act respecting the Presbyterian Church of Canada, at Newmarket." Mr. Davis.

Referred to the Commissioners of Estate Bills.

Bill (No. 44), intituled "An Act to confer certain powers on the Trustees of the late John Bacon." Mr. Foy.

Referred to the Commissioners of Estate Bills.

Bill (No. 114), intituled "An Act to regulate Stationary Engineers. Mr. Graham.

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 115), intituled "An Act to amend the General Road Companies Act." Mr. Ross.

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 116), intituled "An Act to amend the Ditches and Watercourses Act." Mr. Auld.

Ordered, That the Bill be read the second time on Thursday next.

The Order of the Day for resuming the Adjourned Debate on the Motion,

That Mr. Speaker do now leave the Chair, and that the House do again resolve itself into the Committee of Supply, having been read,

The Debate was resumed

And, after some time, it was

Ordered, That the Debate be further adjourned until To-morrow.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Copy of Memorandum of Agreement between His Majesty, represented by the Commissioner of Crown Lands and Edward Wellington Backus, of the City of Minneapolis. (*Sessional Papers No. 71.*)

The House then adjourned at 10 P.M.

Wednesday, 24th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Gibson, the Petition of the Township Council of Arthur.

By Mr. Davis, two Petitions of the Township Council of King.

By Mr. Stratton, the Petition of the Town Council of Peterborough.

By Mr. Cameron (Huron), the Petition of the County Council of Huron.

By Mr. Brower, two Petitions of the County Council of Elgin.

By Mr. Downey, the Petition of the Township Council of Eramosa.

By Mr. MacKay, two Petitions of the County Council of Grey.

By Mr. Taylor, two Petitions of the County Council of Middlesex.

By Mr. Macdiarmid, two Petitions of the County Council of Elgin.

By Mr. Gross, the Petition of the Town Council of Thorold.

By Mr. Reaume, the Petition of the City Council of Windsor.

The following Petitions were severally read and received :—

Of the Muskoka Lakes and Navigation Hotel Company, praying that an Act may pass to confirm By-law No. 181 of the United Townships of Medora and Wood, limiting the assessment of the Companies' property.

Of the County Council of Simcoe, (two petitions), praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the Town Council of Barrie ; also, of the Town Council of Alliston ; also, of the Township Council of Tecumseh ; also, of the Village Council of Bradford, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the County Council of the United Counties of Lennox and Addington, praying certain amendments to the Municipal Act, respecting the composition of County Councils.

Of the County Council of Simcoe, (two petitions), praying certain amendments to the Municipal Act, respecting the maintenance of Bridges.

Of the County Council of Simcoe, (two petitions), praying for the repeal of section 68a of the Municipal Act, relating to County Councillors.

Of the Township Council of Dalton, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Auld, from the Standing Committee on Printing, presented their First Report, which was read as follows :

The Committee recommend that the following Documents be printed :

Public Accounts for 1903. (*Sessional Papers No. 1.*)

Estimates, 1904. (*Sessional Papers No. 2.*)

Report. Queen Victoria, Niagara Falls Park Commission. (*Sessional Papers No. 6.*)

Report. Public Works. (*Sessional Papers No. 7.*)

Report. Births, Marriages and Deaths. (*Sessional Papers No. 9.*)

Report. Education. (*Sessional Papers No. 12.*)

Report. Board of Trustees, Toronto University. (*Sessional Papers No. 13.*)

Report. Hand Book Women's Institutes. (*For distribution only.*) (*Sessional Papers No. 21.*)

Report. Farmers' Institutes. (*Sessional Papers No. 25.*)

Report. Temiskaming and Northern Ontario Railway. (*Sessional Paper No. 32.*)

Report. Division Courts. (*Sessional Papers No. 33.*)

Report. Board of Health. (*Sessional Papers No. 36.*)

Report. Institute for the Blind. (*Sessional Papers No. 41.*)

Report. Institute for the Deaf and Dumb. (*Sessional Papers No. 42.*)

Report. Neglected and Dependent Children. (*Sessional Papers No. 43.*)

Report. Municipal Auditor. (*Sessional Papers No. 45.*)

Return. Election Supplementary Returns. (*Sessional Papers No. 46.*)

Order-in-Council. Printing Paper Contract. (*Sessional Papers No. 49.*)

Order-in-Council. Extension of Printing and Binding Contract. (*Sessional Papers No. 51.*)

Return *re* Water Works, Electric Lighting Plants, Gas Works, etc. (*Sessional Papers No. 57.*)

Rules *re* Trial of Election Petitions, Court of Appeal. (*Sessional Papers No. 64.*)

The Committee recommend that the following Documents be not printed :

Legislative Library Report. (*Sessional Papers No. 47.*)

Education. Orders-in-Council *re* Act. (*Sessional Papers No. 50.*)

Orders-in-Council Surrogate Court Fees, County of Huron. (*Sessional Papers No. 52.*)

Orders-in-Council. Surrogate Court Fees, County of Bruce. (*Sessional Papers No. 53.*)

Orders-in-Council. Surrogate Court Fees, Counties of Wentworth and York. (*Sessional Papers No. 54.*)

Return *re* Reformatory, County of Oxford. (*Sessional Papers No. 55.*)

Return *re* Mining Locations, H. W. 696, 697, 698 and 705. (*Sessional Papers No. 56.*)

Return *re* Pound Net Fishing. (*Sessional Papers No. 58.*)

Return *re* Forms. Loan Corporations. (*Sessional Papers No. 59.*)

Return *re* Metropolitan Power Company. (*Sessional Papers No. 60.*)

Order-in-Council *re* Canadian Co Operative Alliance. (*Sessional Papers No. 61.*)

Order-in-Council. Judge Holt *re* Surplus Surrogate Fees. (*Sessional Papers No. 62.*)

Order-in-Council. Judge Jamieson *re* Surplus Surrogate Fees. (*Sessional Papers No. 63.*)

Return *re* Wages paid by Province at Sault Ste. Marie. (*Sessional Papers No. 65.*)

Return *re* Normal School Students. (*Sessional Papers No. 66.*)

Order-in-Council *re* Fees Local Master St. Catharines. (*Sessional Papers No. 67.*)

Return *re* Timber Licenses, etc. (*Sessional Papers No. 68.*)

Return *re* License Commissioners and Inspector, S. Wellington. (*Sessional Papers No. 69.*)

The Committee recommend that Two thousand copies of the Report of the Executive Health Officers be printed.

Also, Five hundred extra copies of the Report of the Commissioners for Queen Victoria Niagara Falls Park.

Also, One thousand extra copies of the Report relating to Neglected and Dependent Children.

Resolved, That this House doth concur in the First Report of the Committee on Printing.

The following Bills were severally introduced and read the first time :

Bill (No. 30), intituled "An Act to consolidate the Debt of the Village of Stirling." Mr. Pearce.

Referred to the Committee on Private Bills.

Bill (No. 47), intituled "An Act respecting the Town of Perth." Mr. Matheson.

Referred to the Committee on Private Bills.

Mr. Ganey asked the following Question :

1. Was there a grant of \$400 given by the Government for repairs to the road from Kendrick's Corner to Long Bay, on Manitoulin Island, in the year 1902. 2. Was the money expended. 3. If not, why, and will the grant be expended during this year.

And the Commissioner of Public Works replied, that

1. A grant of \$400 was in the Estimates for 1902 for the road referred to.

2. The grant was not expended, as no overseer was named to superintend the work.

The grant lapsed at the end of 1902, and cannot, therefore, be expended in the present year.

Mr. Powell asked the following Question :

1. Is it customary in the free grant townships to exact from Homesteaders fifty cents *per* acre for the land they take up, or locate. 2. If it is not customary why is such a charge made in the recently opened Township of Melick.

To which the Commissioner of Crown Lands replied as follows :

Locatees in Free Grants are allowed to take, if single men, 100 acres as free grant, with an allowance for rock and swamp, so that the whole area taken, shall not exceed 200 acres. Married men are allowed to take 200 acres in all. If there are a few acres in the lot or lots beyond the quantity the law allows them to take, the regulations provide that the locatee, or locatees, may purchase them at 50 cents *per* acre. All free grant locatees are allowed by the regulations to purchase, in addition to their free grants, a hundred acres of land at 50 cents *per* acre, if they desire to do so.

2. The township of Melick is not a free grant township. It is a sale township and the price of lots in it, is 50 cents *per* acre.

On motion of Mr. Reid, seconded by Mr. Willoughby.

Ordered, That there be laid before this House, a Return of copies of all correspondence, papers and pay sheets, between the Government, or any member or official thereof, in connection with the expenditure of all moneys expended last year, on Colonization Roads in the County of Addington.

The following Bills were severally read the second time :—

Bill (No. 80), To Amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 85), To amend the Municipal Act.

Referred to the Committee on Agriculture and Colonization.

Bill (No. 88), To amend the Agriculture and Arts Act.

Referred to the Committee on Agriculture and Colonization.

Bill (No. 90), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 92), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 93), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 95), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (N 97), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 35), To authorize the Town of Ingersoll to issue certain Debentures.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 33), To confirm a By-Law of the City of Chatham.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 7), To confirm an agreement between the Water Works Commission of the City of St. Catharines, the Corporation of the City of St. Catharines, and the Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain municipal by-laws relating to the company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 8), To confirm By-law No. 291, of the City of Hamilton.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 16), Respecting the Town of North Bay.

Referred to a Committee of the Whole House To-morrow.

The Order of the Day for the second reading of Bill (No. 75), To amend the Ontario Companies Act, having been read,

Mr. Hoyle moved,

That the Bill now be read the second time.

And the Motion, having been put, was lost on a Division.

And so it was declared in the Negative.

The Order of the Day for resuming the Adjourned Debate on the Motion,
That Mr. Speaker do now leave the Chair, and that the House do again
resolve itself into the Committee of Supply, having been read,

The Debate was resumed.

And, after some time, it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 10 P.M.

Thursday, 25th February.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Pardo, the Petition of the Township Council of Romney,

By Mr. Foy, the Petition of the Toronto Railway Company.

By Mr. Barber, the Petition of the Township Council of Nelson.

By Mr. Davidson, the Petition of the Township Council of Flos.

By Mr. Sutherland, the Petition of the Village Council of Norwich.

The following Petitions were severally read and received:—

Of the City Council of Kingston, praying that an Act may pass providing that the Kingston Street Railway Company shall forfeit to the City a penalty of \$100 for each legal day upon which cars do not run, and for other purposes.

Of the Municipality of Neebing, praying that an Act may pass to separate the present Municipality and form that part thereof, known as Paipoonge, into one Municipality, and the remainder into another, to be known respectively as Paipoonge and Neebing, and to confirm certain assessors' and collectors' rolls.

Of the Town Council of Seaforth, praying that the Bill before the House respecting the North Midland Railway Company may pass.

Of the County Council of Russell, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of Hastings, praying certain amendments to the Municipal Act respecting the election of County Councillors.

Of the Township Council of Bentinck, praying that certain amendments be made to the Municipal Act, respecting the term of office of Municipal Councillors.

The Order of the Day for resuming the Adjourned Debate on the Motion,

That Mr. Speaker do now leave the Chair, and that the House do again resolve itself into the Committee of Supply, having been read,

The Debate was resumed.

And, after some time,

Mr. Foy moved in Amendment, seconded by Mr. Smyth,

That all the words in the Motion after the word "That" be struck out and the following substituted therefor "this House approves of the payment under the authorization of the Government of the Province, of the wages owing to the foremen, mechanics, workmen, clerks, labourers, and other working men in the employment of the Consolidated Lake Superior Companies at Sault Ste. Marie, Ontario, in order to prevent distress and avoid disturbance, but, disapproves of the payments, under such authorization made to the following persons, *viz*:— C. Shields, President, \$6,693.55, being salary for August and September and a portion of October, at the rate of \$30,000 *per year*; William Coyne, Assistant to President, \$1,606.45, being salary for August and September and a portion of October, at the rate of \$7,200 *per year*; A. E. Elliott, Counsel, \$1,338.71, being salary for August and September and a portion of October, at the rate of \$6,000 *per year*; J. E. Irving, Counsel, \$1,338.71, being salary for August and September and part of October, at the rate of \$6,000 *per year*; H. C. Hamilton, Counsel, \$610, salary as Counsel; D. D. Lewis, Superintendent Steel Company, \$2,645.16, being salary for August and September and part of October, at the rate of \$12,000 *per year*; C. Moore, Real Estate Agent, \$833.34, being salary for August and September, at the rate of \$5,000 *per year*; T. E. Donahue, Secretary to President, \$602.42, being salary for August and September and part of October, at the rate of \$2,700 *per year*; J. S. Wyon, Controller and Assistant

Secretary, \$1,200, being salary for August and September, at the rate of \$7,200 *per year*; E. A. Sjosteat, Metallurgist, \$997, being salary for August and September, at about the rate of \$6,000 *per year*, and further payments of a similar nature."

And the Amendment, having been put, was lost on the following division :

YEAS :

Messieurs.

Barr	Eilber	Lackner	Powell
Beatty	Foy	Little (Cardwell)	Preston (Durham)
Beck	Fox	Lucas	Payne
Brower	Gallagher	Macdiarmid	Reaume
Carnegie	Gamey	McLeod	Reid
Carscallan	Hendrie	Mahaffy	St. John
(Hamilton)	Hoyle	Matheson	Smyth
Carscallen (Lennox)	Jamieson	Morrison	Sutherland
Crawford	Jessop	Murphy	Tucker
Downey	Joynt	Nesbitt	Whitney
Duff	Kidd	Pearce	Willoughby—44.
Dunlop			

NAYS :

Messieurs.

Anderson	Davidson	James	Richardson
Auld	Davis	Latchford	Rickard
Barber	Dickenson	Lee	Routledge
Bowman	Dryden	Little (Norfolk)	Ross
Brown	Evanturel	MacKay	Russell
Burt	Gibson	McCart	Smith
Caldwell	Graham	Michaud	(Sault Ste. Marie)
Cameron (Huron)	Gross	Munroe	Stock
Carr	Guibord	Pardo	Stratton
Clarke	Harcourt	Pense	Taylor
(Northumberland)	Hislop	Pettypiece	Thompson
Conmee	Holmes	Preston (Brant)	Traux—47
Currie			

PAIRS.

None.

The Original Motion, having been then again put, was carried on the following division :

YEAS :

Messieurs

Anderson	Davidson	James	Richardson
Auld	Davis	Latchford	Rickard
Barber	Dickenson	Lee	Routledge
Bowman	Dryden	Little (Norfolk)	Ross
Brown	Evanturel	MacKay	Russell
Burt	Gibson	McCart	Smith
Caldwell	Graham	Michaud	(Sault Ste. Marie)
Cameron (Huron)	Gross	Munro	Stock
Carr	Guibord	Pardo	Stratton
Clarke	Harcourt	Pense	Taylor
(Northumberland)	Hislop	Pettypiece	Thompson
Conmee	Holmes	Preston (Grant)	Truax—47.
Currie			

NAYS :

Messieurs

Barr	Eilber	Lackner	Powell
Beatty	Foy	Little (Cardwell)	Preston (Durham)
Beck	Fox	Lucas	Pyne
Brower	Gallagher	Macdiarmid	Reaume
Carnegie	Gamey	McLeod	Reid
Carscallen	Hendrie	Mahaffy	St. John
(Hamilton)	Hoyle	Matheson	Smyth
Carscallen (Lennox)	Jamieson	Morrison	Sutherland
Crawford	Jessop	Murphy	Tucker
Downey	Joynt	Nesbitt	Whitney
Duff	Kidd	Pearce	Willoughby—44.
Dunlop			

PAIRS.

None.

And the House accordingly, again resolved itself into the Committee.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums :—

1. To defray the expenses of the Lieutenant-Governor's Office....	\$ 3,640 00
2. To defray the expenses of the Executive Council and Attorney-General's Department	\$18,010 00

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to several Resolutions ; also, that the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 7.30 P.M.

Friday, 26th February.

PRAYERS

3 O' CLOCK, P.M

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Harcourt, the Petition of the Town Council of Dunnville.

By Mr. Tudhope, three Petitions of the County Council of Simcoe ; also the Petition of the County Council of Oro ; also, the Petition of the Township Council of Medonte.

By Mr. Downey, the Petition of the City Council of Guelph.

By Mr. Stock, the Petition of J. H. Russell and others of Russelldale.

The following Petitions were severally read and received :—

Of the Town Council of Peterborough, praying that an Act may pass authorizing the Town Trust to convey certain property to the Peterborough Lock Manufacturing Company, Limited.

Of the Town Council of Thorold, praying that the Bill before the House relating to the St. Catharines Water Works Commission and the Hamilton Cataract Company, may not pass.

Of the City Council of Windsor, praying that an Act may pass to provide for placing the management of lighting system under Commission ; to ratify By-laws numbers 1,034 and 1,079, and for other purposes.

Of the County Council of Elgin; also, of the County Council of Middlesex; also, of the County Council of Huron; also, of the County Council of Grey, severally praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of Grey; also, of the Township Council of Eramosa also, of the Township Council of King; also, of the Township Council of Arthur, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the County Council of Middlesex, praying certain amendments to the Municipal Act, respecting the election of County Councillors.

Of the County Council of Elgin, praying for the repeal of section 68a. of the Municipal Act, respecting County Councillors.

Of the Township Council of King, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the County Council of Elgin, praying certain amendments to the Jurors' Act, respecting the number of jurors summoned.

Of the County Council of Elgin praying legislation in the direction of compelling Municipalities to care for their poor.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Tenth Report, which was read as follows and adopted:

The Committee have carefully examined the following Petitions and find the notices, as published in each case, sufficient.

Of the Town Council of Newmarket, praying that an Act may pass to legalize a certain by-law, offering a bonus of \$10,000 to the Davis Leather Company, Limited, to establish a tannery business in the Town, and for power to convey certain property to the Office Specialty Manufacturing Company, Limited.

Of the Town Council of North Toronto, praying that an Act may pass empowering the construction of certain local improvements;

Of Narcisse Cantin and others of St. Joseph, praying that an Act may pass to incorporate the St. Joseph and Stratford Electric Railway Company;

Of the Windsor, Essex and Lake Shore Rapid Railway Company, praying that an Act may pass to empower extension of line, to increase capital stock, and confirm certain By-laws of the City of Windsor ;

Of John Rawling and others of Grand Valley, praying that an Act may pass to incorporate the Ontario Wind and Tornado Mutual Insurance Company ;

Of the Thunder Bay, Nepigon and St. Joe Railway Company, praying that an Act may pass to amend their Act of incorporation, and for power to extend line.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for presenting Petitions for Private Bills be further extended until and inclusive of Tuesday, the 8th day of March next ; and that the time for introducing Private Bills to this Honourable House be further extended until and inclusive of Friday the 11th day of March next.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Eleventh Report, which was read as follows and adopted.

The Committee have carefully examined the Petitions of The Algoma Central and Hudson Bay Railway Company, The International Transit Company, The Tagona Water, Light and Power Company, Limited, The Lake Superior Power Company, The Algoma Steel Company, Limited, The Algoma Commercial Company, Limited, severally praying that an Act may pass to ratify and confirm a certain By-law of the Town of Sault Ste. Marie, and find that notice of the proposed application to this Legislature was published in the "Ontario Gazette" and also in the "Sault Express" for a period of six weeks as required by the Rules of this Honourable House.

The Committee find that the said notice is in the words following, "Application will be made to the Legislature of the Province of Ontario at its next Session for an Act confirming By-law No. 398 of the Municipality of Sault Ste. Marie, and authorizing the execution of and confirming agreements in conformity therewith."

The Committee are of opinion that the said notice does not convey to the public sufficient information as to what the said By-law contains, and the Committee would therefore recommend that one hundred Posters distinct'y setting out the purport of the By-law be posted up in conspicuous places in the Municipality of Sault Ste. Marie, and that proof of such posting be produced before the Private Bills Committee before the Bill be considered by that Committee.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Twelfth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of the City Council of Kingston praying that an Act may pass to amend the Act *re* The Kingston, Portsmouth and Cataraqui Electric Railway Company, 56 Vic. Cap. 91, and find that notice of the proposed application to this Legislature appeared in "The Ontario Gazette" in its issue of the 20th February instant, and the Committee are credibly informed that the notice also appeared in "The News and Times" on the 17th, 18th, 19th and 20th days of February instant, and in "The Daily Whig" on the 17th and 19th days of February instant, both of last mentioned papers being published in the City of Kingston;

The Committee have also examined an amended Petition relating to the same matter and more fully setting out the legis'ation sought, and find that notice of the same has been published in "The Daily British Whig" and "The News and Times" in their issues of the 22nd and 24th days of February instant, and that the notice has also appeared in "The Canadian Freeman;" The Committee are also credibly informed that one hundred Posters containing the prayer of the Petition have been posted up in conspicuous places in the City of Kingston and that the citizens are well aware of and deeply interested in the proposed legislation;

The Committee are of the opinion that by publication as aforesaid, the public have had ample opportunity of becoming aware of the proposed legislation and would therefore recommend the suspension of the Rule in this case and that the notice be held sufficient.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Thirteenth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of the Municipality of Neebing, praying that an Act may pass to separate the present municipality and form that part thereof known as "Paipoonge" into one municipality and the remainder into another, to be known respectively as "Paipoonge" and "Neebing" and to confirm certain assessors' and collectors' Rolls, and find that notice of the proposed application to this Legislature has been published for the period of five weeks in the "Ontario Gazette," and that the notice has also appeared in the "Fort William Weekly Times-Journal" on the 23rd and 30th January last and the 6th and 13th February instant, and the Committee have had a Declaration produced before them stating that the notice will be continued for a period of six weeks. The Committee are of the opinion that the

notice as published does not sufficiently indicate the prayer of the Petition, and with a view that full publicity may be given to the matter the Committee recommend that fifty posters containing the entire Petition be posted up in conspicuous places in the Town of Fort William and that a proof of such posting be produced to the satisfaction of the Private Bills Committee before the Bill be considered by that Committee.

Mr. Harcourt, from the Standing Committee on Private Bills presented their Fourth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and have made certain amendments thereto.

Bill (No. 36), Respecting the City of St. Catharines.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for presenting Petitions for Private Bills be extended until and inclusive of Tuesday, the eighth day of March next, and that the time for introducing Private Bills be extended until and inclusive of Friday, the eleventh day of March next.

Ordered, That the time for presenting Petitions for Private Bills be extended until and inclusive of Tuesday, the eighth day of March next.

Ordered, That the time for introducing Private Bills be extended until and inclusive of Friday, the eleventh day of March next.

The following Bills were severally introduced and read the first time :—

Bill (No. 24), intituled “An Act respecting the Town of North Toronto.”—Mr. St. John.

Referred to the Committee on Private Bills.

Bill (No. 27), intituled “An Act respecting the Windsor, Essex and Lake Shore Rapid Railway.”—Mr. Reaume.

Referred to the Committee on Railways.

Bill (No. 55), intituled “An Act to incorporate the Municipality of Paipoonge.” Mr. Cameron (Fort William.)

Referred to the Committee on Private Bills.

Bill (No. 49), intituled “An Act respecting the Town of Newmarket.” Mr. Richardson.

Referred to the Committee on Private Bills.

Bill (No. 32), intituled "An Act respecting the Municipality of Sault Ste. Marie." Mr. Smith (Sault Ste. Marie.)

Referred to the Committee on Private Bills.

Bill (No. 117), intituled "An Act to regulate the width of Sleighs." Mr. Tucker.

Ordered, That the Bill be read the second time on Tuesday next.

Mr. Reid asked the following Question :

1. How much money has been received since Confederation from sales of Common School lands. 2. How much has been deducted therefrom for expenses of management. 3. How much of such receipts, since Confederation, have been paid to the Municipalities interested, on account of the Land Improvement Fund, being twenty-five *per cent.* of the balance of said Common School moneys. 4. Have the Municipalities interested, been paid the \$124,658.18 held by the Dominion Government, in trust, for Land Improvement Fund as moneys collected before Confederation, and if so, when was such payment made.

To which the Premier replied in the words and figures following :—

1.	Common School Lands—Total receipts 1867-1903 . . .	\$1,383,749 91
2.	do Amount retained for management	83,030 99
3.	do Amount distributed to Municipalities <i>re</i> Land Improvement Fund	240,021 23
4.	do Of the amount held by Dominion \$124,685.18 distributions were made between 1882-7 . .	123,368 46

(*Note*.—Interest also paid in 1886-7 amounting to \$91,475.54.)

Mr. Hendrie asked the following Question :

1. What quantity of timber was cut in the years 1900, 1901, 1902 and 1903 by the Lake Superior Power, or any of its allied or subsidiary companies, on lands in Algoma. 2. How much does the said Company, or any of its allied or subsidiary companies owe the Province for timber dues, rentals and stampage, etc., for timber cut in Algoma. 3. Has the Province any security, and if so, of what nature.

And the Commissioner of Crown Lands replied in the words and figures following:

1. Pine sawlogs, 36,275.20 feet, B.M.; sawlogs, other than pine, 3,555,005, B.M.; pulpwood, 84,815 cords; charcoal wood, 124,123 cords; railway ties, 403,736; telegraph poles, 4,208; cedar posts, 231 cords.

2. Amount due the Province, timber dues, ground rent, etc., \$175,839.92.

The security consists of pine lumber, sawlogs, timber, pulpwood, charcoal wood, etc., the estimated value of which, at the time of the suspension of the Company, was \$244,400. A portion of the lumber having been sold and being in process of delivery, the Department, having exercised its lien, stopped shipments, but upon the Imperial Bank undertaking to open an account and pay in the proceeds of the lumber sold, they were allowed to continue the shipping. On account of the lumber sold and shipped, 458,542 has been deposited to the account in the bank.

When the receiver took control, in order to allow the works to be started up, the Department permitted him to use part of the pulpwood, subject to an accounting, at the rate of one dollar *per* cord for the quantity used each month. During the months of November, December and January about 4,500 cords of wood were used, on account of which 44,500 has been deposited in the bank to the credit of the Crown Lands Department account.

In all \$63,042 has been paid in, in reduction of the liability.

The pine lumber, saw logs, pulpwood, etc., still under lien are considered ample security for the balance of the indebtedness.

Mr. Foy asked the following Question:

What sums of money have been received by the Crown in the year 1903 from pulpwood, under Agreements made with various persons or companies.

And the Commissioner of Crown Lands replied,

\$4,500 on account.

Mr. Foy asked the following Question:

1. To what extent has the Government of Canada withheld payment of any interest payable by the Dominion to the Province during the years 1900, 1901,

1902 and 1903. 2. Why were payments so withheld. 3. What payments were made in 1903 of such interest, with dates and amounts. 4. What payments have been made in 1904, of interest, by the Government of Canada, with dates and amounts.

And the Premier replied in the words following :

The amount of interest due and credited to Ontario, on account of the Trust and Common School Funds, and the amount paid by the Dominion on account thereof : also, the amount of interest chargeable against Ontario on the debt owing to the Dominion, during the years 1900, 1901 and 1902, is included in the account approved of and accepted by the respective counsel for Ontario and the Dominion on the 31st December, 1902, which account purports to include and conclude all questions relating to interest on the accounts between the said two Governments up to and including the 31st December, 1902.

This account credits the full amount of interest on the above Funds on the one side, and on the other, charges all payments made by the Dominion ; and all interest charges due by Ontario to the Dominion on the debt established by the Board of Arbitrators, by their award of the 1st of August, 1900, and its subsequent approval by counsel on the 31st December, 1902—and these entries are made at the end of each half year on which they accrue, namely, the 30th June and 31st December in each year—whereas when payments in cash are made, the practice is to receive the sums of interest accruing due in any half year, at the beginning of the following half year, namely, on the 1st of July and 1st January ensuing.

Having regard, therefore, to the fact that in the account, interest credits and debits are entered at the end of the half year on which they accrue due, and that payments in cash, when made, are received at the beginning of the following half-year ; the account shews that on the 1st January, 1900, the Dominion paid \$50,000 as a round sum, in lieu of a specific payment of interest on Trust and Common School Funds for the half year ending 31st December, 1899, the \$50,000 so paid being accounted for as money received from the Dominion for the year 1900, but which was for interest actually earned in the preceding half year.

For the purpose of this statement in dealing with this \$50,000 as money received in 1900—it will be necessary to take into account the balance of interest due on 31st December, 1899—after deducting the interest on the debt—and so set it off against the \$50,000 referred to.

With this explanation, the amounts of interest and the extent to which the Government of Canada withheld payments of interest, otherwise payable by the Dominion to Ontario, for years 1900, 1901, 1902, may be stated as follows :

		INTEREST ACCOUNT.	DOMINION CREDITS.	ONTARIO CREDITS.
1900.				
Jan.	1.	Balance due from preceding half year	.....	\$44,047 09
"	1.	Interest under Act of 1884.....	.....	71,207 24
"	1.	Cash paid.....	\$71,207 24	
"	1.	" "	50,000 00	
June	30.	Interest on Trust and School Funds.	.....	84,487 93
"	30.	Interest on Debt (due by Ontario)..	40,236 05	
July	1.	Interest under Act of 1884.....	.....	71,207 24
"	1.	Cash paid	71,207 24	
"	5.	" "	50,000 00	
Dec.	31.	Interest on Trust and School Funds.	.....	84,519 65
"	31.	Interest on Debt.....	40,991 33	
		Amount withheld in 1900.....	31,827 29	
			<hr/>	<hr/>
			355,469 15	355,469 15
<hr/>				
1901.				
Jan.	1.	Interest under Act of 1884.....	.....	\$71,207 24
"	1.	Cash paid	\$71,207 24	
June	30.	Interest on Trust and School Funds.	.....	84,587 76
"	30.	Interest on Debt.....	39,486 47	
July	1.	Interest under Act of 1884.....	.....	71,207 24
"	1.	Cash paid	71,207 24	
Dec.	31.	Interest on Trust and School Funds.	.....	84,629 90
"	31.	Interest on Debt.....	39,231 51	
		Amount withheld in 1901.....	90,499 68	
			<hr/>	<hr/>
			311,632 14	311,632 14
<hr/>				
1902.				
Jan.	1.	Interest under Act of 1884.....	.....	\$71,207 24
"	1.	Cash paid	\$71,207 24	
June	30.	Interest on Trust and School Funds.	.....	83,638 32
"	30.	Interest on Debt.....	37,691 41	
July	1.	Interest under Act of 1884.....	.....	71,207 24
"	1.	Cash paid	71,207 24	
Dec.	31.	Interest on Trust and School Fund.	.....	83,643 37

INTEREST ACCOUNT.		DOMINION CREDITS.	ONTARIO CREDITS.
Dec. 31.	Interest on Debt.....	37,389 59	
	Amount withheld in 1902.....	92,200 69	
		<u>\$309,696 17</u>	<u>\$309,696 19</u>

The amounts so withheld during the years 1900, 1901 and 1902 in this account, being applied in diminishing the Debt owing by Ontario to the Dominion, the charges for interest decreasing accordingly.

1903.

Jan. 1.	Interest under Act of 1884		71,207 24
" 1.	Cash paid	71,207 24	
June 30.	Interest on Trust and School Funds		83,769 25
July 1.	Cash paid	83,769 25	
" 1.	Interest under Act of 1884		71,207 24
" 1.	Cash paid	71,207 24	
Dec. 31.	Interest on Trust and School Funds		83,830 37
	Amount paid in Jany. 3rd. 1904....	83 830 37	
		<u>310,014 10</u>	<u>310,014 10</u>

1904.

Jan. 1.	Interest under Act 1884		71,207 24
" 3.	Cash paid.....	71,207 24	
" 3.	" Int. Trust Funds	83,830 00	

Mr. Foy asked the following Question :

1. Has the Lieutenant Governor in Council fixed any price to be paid, by any person or company, for spruce, poplar, whitewood and Banksian or jack pine, different from the sums named in the pulpwood agreements entered into by the Crown, during the past three years. 2. If so, what was the price so fixed, and when.

To which the Commissioner of Crown Lands replied, that

1. No change of rates has been made by the Lieutenant-Governor in Council with respect to any pulp concessions which have been granted.

Mr. Eilber asked the following Question :

1. Has the Government, or any Member thereof, received a communication, verbal or otherwise, from the Secretary of the Ontario Bee-keepers Association

or Inspector of Apiaries in reference to amending the Act for the suppression of Foul Brood among Bees. 2 Does the Government intend to amend the Act during this Session. 3. Has there been any complaint made to the Government by any person or persons against the Inspector for not properly enforcing the law in reference to Foul Brood among Bees.

And the Minister of Agriculture replied, that

The Department of Agriculture on February 15th, received from the Secretary of the Ontario Bee-keepers' Association a copy of suggested amendments to the Foul Brood Act. No decision has yet been reached.

Complaints have been received of a lack of enforcement of the present law, notably in the Counties of Norfolk and Simcoe.

Mr. Matheson asked the following Question :

3. Who are the parties associated with Edward Wellington Backus, of Minneapolis, in the purchase of the water power at Fort Frances on the Rainy River for \$5,000, under the agreement with the Commissioner of Crown Lands dated 17th February, 1904. 2. Are any of the parties, so associated, Canadians. 3. Is any Member of this House, in any way interested in the said Contract, or associated with the said Edward Wellington Backus.

And the Commissioner of Crown Lands replied, that

1. The Department has no official knowledge as to the parties associated with Mr. Backus, but it is believed they are persons already interested with him in business enterprises, as partners, or otherwise.

2. So far as the Department knows, they are residents of the United States.

3. The Department has no knowledge of any member of this House being interested in the agreement.

Mr. Gallagher asked the following Question :

1. How many Petitions have been presented to the Government, or to any Department thereof, in the years 1900-1, 2 and 3, asking for aid to build and repair Colonization Roads and Bridges in the Electoral District of Frontenac. 2. By whom were such petitions presented. 3. How many grants were made as a result of such Petitions.

To which the Commissioner of Public Works replied, that

1. The following Petitions were presented:—

1900.

Bedford Settlers, George Good *et al*

Storrington and South Crosby settlers,
Storrington and South Crosby settlers, W. H. Fleming *et al.*
G. M. Stoness, Loboro and Bedford settlers.
J. S. Gallagher, M.P.P., \$1,000.00, bridge on First road.
R. J. Spoor, Road, Howe Island.
John Foley and Howe Island settlers.

1901.

J. S. Gallagher, M.P.P., Camden and Portland settlers.
J. S. Gallagher, M.P.P., Loboro settlers.
Reeve of Bedford.
Bedford settlers.
Loboro settlers.
Reeve of Bedford.
Frontenac County and G. M. Stoness.
Howe Island Council.
Camden and Cortland settlers.
Reeve of Camden for \$700 on road in Camden Township.
Loboro settlers.
Storrington and Cortland settlers.
Loboro settlers.
W. Van Luven and Storrington settlers.

1902.

W. J. Shibley and Loboro settlers.
J. S. Gallagher, M.P.P.
Cortland settlers.
Frontenac County and J. M. Stoness.

1903.

Cortland settlers.
Storrington settlers.
Levi Cranston *et al.*
Storrington settlers.
Storrington and Cortland settlers.
Frontenac County and J. M. Stoness.
J. S. Gallagher, M.P.P., and Bedford and Oso settlers.

W. J. Shibley *et al.*

Loboro settlers.

Bedford and Oso settlers.

2. Some of the petitions were presented by J. S. Gallagher, M.P.P., others by W. J. Shibley, and others again, were sent direct to the Department.

3. In 1900, three; in 1901, six; in 1902, seven; and in 1903, six.

Mr. Gallagher asked the following Question :

1. Did Mr. McCallum, Government Engineer in 1902, report to the Government, the advisability of building a bridge across Sydenham Lake, in the Electoral District of Frontenac, and what was the date and nature thereof.
2. Did he give an estimate of the cost, and if not, why. Did Mr. McCallum report as to the advisability of building a bridge, connecting Howe Island with the main-land in said Electoral District.
4. What was the estimate of the cost and exact date of such report.
5. When were the reports received respectively.

To which the Commissioner of Public Works replied in the words following:—

1. No.
 2. No; cost could not be estimated without instrumental survey, which was not made.
 3. No.
 4. No estimate of cost was made.
 5. The only reports made, were verbal. They did not advise the construction of the bridges. No record was kept as to the date of the verbal reports.
-

On motion of Mr. Gamey, seconded by Mr. Tucker.

Ordered, That there be laid before this House, a Return of copies of all correspondence with the Government, or other person, relating to the appointment of one Kelly, as constable, or peace officer, in and about Killarney, together with copies of all correspondence between the Government and one Charles Noble in connection therewith.

The following Bills were severally read the second time :

Bill (No. 87), To amend the Ontario Anatomy Act.

Referred to the Legal Committee.

Bill (No. 101) To amend the Statute Law Amendment Act, 1903.

Referred to the Municipal Committee.

Bill (No. 103), Respecting Inn Keepers.

Referred to the Legal Committee.

The House resolved itself into a Committee, severally to consider the following Bills:

Bill (No. 1), To confirm By-law No. 447 of the Town of Durham.

Bill (No. 2), To confirm a certain By-law of the Village of Ottawa East and an Agreement with the Ottawa East Water Company, Limited.

Bill (No. 19), Respecting the Town of Perth.

Bill (No. 35), To authorize the Town of Ingersoll to issue certain Debentures.

Bill (No. 33), To confirm a By-law of the City of Chatham.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the several Bills without any Amendments.

Ordered, That the Bills reported, be severally read the third time on Monday next.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved That a Select Committee be appointed to act with Mr. Speaker in the control and management of the Library, to be composed as follows:— Messieurs Ross, Gibson, Harcourt, Davis, Stratton, Whitney, Matheson, Foy, Graham and Lucas.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:—

Report of the Ontario Game Commission for the year 1903. (*Sessional Papers No. 30.*)

Also—Report upon the Lunatic and Idiotic Asylums of the Province, for the year ending 30th September, 1903. (*Sessional Papers No. 38.*)

The House then adjourned at 4.30 P. M.

Monday. 29th February.

PRAYERS.

3 O'CLOCK P. M.

Mr. Speaker informed the House,

That the Clerk had received from the Judges appointed to enquire into and report on Estate Bills, their Report in the following case :—

Bill (No. 44), intituled “An Act to confer certain powers on the Trustees of the Estate of the late John Bacon.”

The Report was then read by the Clerk at the Table as follows :—

To the Honourable the Legislative Assembly of the Province of Ontario.

The undersigned to whom was referred for a report, pursuant to the Rules of your Honourable House, Bill (No. 44), intituled “An Act to confer certain powers on the Trustees of the Estate of the late John Bacon,” have the honour to report.

That they have considered the said Bill and are of opinion that, presuming the allegations contained in the preamble to be proved to the satisfaction of your Honourable House, it is reasonable that the Bill do pass into law, and that they are of the opinion that the provisions thereof, are proper for carrying its purposes into effect.

The undersigned submit for the consideration of your Honourable House that it would be proper that notice of the proposed Bill should be given to such of the beneficiaries under the Will of the testator, John Bacon, as are adults, and to the Official Guardian on behalf of such of them as are infants, or not yet ascertainable.

W. R. MEREDITH,

C. J. C. P.

J. A. BOYD,

Chancellor.

Dated at Osgoode Hall, 26th February, 1904.

Ordered, That Bill (No. 44), To confer certain powers on the Trustees of the Estate of the late John Bacon, be referred to the Committee on Private Bills with instructions to consider the same with reference to the suggestions of the Commissioners of Estate Bills thereon.

The following Petitions were severally brought up and laid upon the Table :

By Mr. Gibson, the Petition of the Township Council of Strong.

By Mr. Preston (Durham), the Petition of the Town Council of Port Hope.

By Mr. Eilber, the Petition of W. M. Leigh and others of Kirkton; also, the Petition of W. A. Anderson and others of Anderson.

The following Petitions were severally read and received :

Of the Township Council of Romney, praying that an Act may pass to consolidate the debt of the Municipality.

Of the Toronto Railway Company, praying that an Act may pass authorizing the Company to form a reserve fund and to acquire stocks.

Of the Township Council of Nelson, praying certain amendments to the Municipal Act respecting the term of office of Municipal Councillors.

Of the Township Council of Flos; also, of the Village Council of Norwich, severally praying that no amendments be made to the Municipal Act respecting the composition of County Councils.

Mr. Harcourt from the Standing Committee on Private Bills presented their Fifth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and have amended the Preamble thereto so as to conform to the facts as they have been made to appear to the Committee, and have also prepared certain other amendments to the Bill.

Bill (No. 12), Respecting the City of London.

The following Bills were severally introduced and read the first time : —

Bill (No. 52), intituled “ An Act respecting the Kingston Street Railway.”
Mr. Pense.

Referred to the Committee on Private Bills.

Bill (No. 118), intituled “ An Act to amend the Act to make better provision for keeping and auditing Municipal Accounts.” Mr. Pettypiece.

Ordered, That the Bill be read the second time on Wednesday next.

Bill (No. 119), intituled "An Act to amend the Public Schools Act." Mr. Harcourt.

Ordered, That the Bill be read the second time on Wednesday next.

The House resolved itself into a Committee, severally to consider the following Bills.

Bill (No. 8), To confirm By-law No. 291, of the City of Hamilton.

Bill (No. 16), Respecting the Town of North Bay.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the several Bills without Amendments.

Ordered, That the Bills reported, be severally read the third time To-morrow

On motion of Mr. Preston (Durham), seconded by Mr. Hoyle,

Ordered, That there be laid before this House, a Return shewing: 1. The amount of money paid as Railway Subsidies from 1867 up to and inclusive of 1903. 2 The name of each Railway and amount paid as Subsidy thereto. 3. The amount of money voted for Railway Subsidies, but not yet earned. 4. The amount in acres voted and set apart as Land Grants, during the same period. 5. The names of all Railways which have earned the apportionment of land so set apart. 6. The amount in process of being earned.

The Order of the Day for the second reading of Bill (No. 89), To amend the Assessment Act, having been read,

Mr. Pettypiece moved,

That the Bill be now read the second time.

And a Debate having ensued, it was

Ordered, That the Debate be adjourned until Wednesday next.

Mr. Stratton presented to the House:

Return to an Order of the House of the Twelfth day of February, instant, for a Return, shewing in the same detail as in the Public Accounts of the Province, all expenditures up to 31st December, 1903, on account of the Temiskaming and Northern Ontario Railway, giving in detail the amount paid, to whom and on what account. And, in the case of the payments to the contractors for the building of the road; shewing all the quantities of rock and other material moved; masonry constructed and generally, all quantities on which payments are based, with the amount paid therefor upon each section of road. (*Sessional Papers No. 72.*)

Also—Return to an Order of the House of the Nineteenth day of February, instant, for a Return, of copies of all correspondence between the Government, or any official thereof, and any person or persons, regarding the establishment of Savings Banks in connection with the Schools of the Province. (*Sessional Papers No. 73.*)

The House then adjourned at 5.55 P.M.

Tuesday, 1st March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Gibson the Petition of the Township Council of Hope.

By Mr. Sutherland, the Petition of the Township Council of Dereham; also the petition of the Township Council of North Oxford; also, the Petition of the Township Council of East Oxford; also, the Petition of the Town Council of Tillsonburg.

By Mr. Graham, the Petition of the Township Council of the Rear of Yonge and Escott.

By Mr. Thompson, the Petition of the Township Council of East Flamboro

The following Petitions were severally read and received:

Of the City Council of Guelph, praying that an Act may pass to ratify a certain sale, to the Government of Canada, of a site for a new Armoury.

Of J. L. Russell and others, of Russelldale, that the Bill before the House to incorporate the North Midlands Railway Company may pass.

Of the County Council of Simcoe, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the County Council of Simcoe, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

Of the County Council of Simcoe, praying for the repeal of section 68a of the Municipal Act, respecting County Councillors.

Of the Township Council of Oro ; also, of the Township Council of Medonte, also, of the Town Council of Dunnville, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils

Mr. Harcourt, from the Standing Committee on Private Bills presented their Sixth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have made certain amendments thereto and have amended the Preamble of (Bill 30), to conform to the facts as they have made to appear to the Committee.

Bill (No. 30), To consolidate the debt of the Village of Stirling.

Bill (No. 6), Respecting the Canadian Casualty and Boiler Insurance Company.

Mr. Dryden, from the Standing Committee on Railways, presented their First Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto respectively :—

Bill (No. 4), To incorporate the Brantford and Erie Railway Company, and Bill (No. 10), Respecting the Sandwich, Windsor and Amherstburg Railway.

The following Bills were severally introduced and read the first time.

Bill (No. 46), intituled "An Act to consolidate the floating Debt of the Town of Wallaceburg." Mr. Pardo.

Referred to the Committee on Private Bills.

Bill (No. 51), intituled "An Act respecting the Town of Collingwood."
Mr. Duff.

Referred to the Committee on Private Bills.

Bill (No. 120), intituled "An Act to amend the Agricultural and Arts Act."
Mr. Dryden.

Ordered, That the Bill be read the second time on Thursday next.

The following Bills were severally read the third time and passed:—

Bill (No. 19), Respecting the Town of Perth.

Bill (No. 35), To authorize the Town of Ingersoll to issue certain debentures.

Bill (No. 33), To confirm a By-law of the City of Chatham.

Mr. Ross moved, seconded by Mr. Gibson.

That this House doth ratify a certain Agreement bearing date on the second day of January, 1904, made by and between the Riordan Paper Mills, Limited, and His Majesty the King, respecting the furnishing and supply of printing paper required for the use of the Departments of Government in Ontario, for and during the space and term of Five years to be computed from the second day of January, 1904, which said Agreement has been approved by Order in Council.

And the Motion, having been put, was carried on a division, and it was

Resolved, That this House doth ratify a certain Agreement bearing date on the second day of January, 1904, made by and between the Riordan Paper Mills, Limited, and His Majesty the King, respecting the furnishing and supply of printing paper required for the use of the Departments of Government in Ontario, for and during the space and term of Five years to be computed from the second day of January, 1904, which said Agreement has been approved by Order in Council.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That this House doth ratify a certain Agreement bearing date on the nineteenth day of September, 1903, made by and between Messieurs Warwick Brothers and Rutter and His Majesty the King, respecting the printing and

binding required for the service of the several Departments of Government in Ontario and the publication and issue of the "Ontario Gazette," for and during the space and term of one year to be computed from the First day of July 1903, which said Agreement has been approved by Order in Council.

The following Bills were severally read the second time.

Bill (No. 73), Respecting Statute Labour.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 94), To amend the High Schools Act.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 109), To amend Cap. 31, 3 Edw. VII., being an Act respecting Boards of Education in certain Cities.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 76), To amend the law respecting the Security of Public Officers.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 115), To amend the General Road Companies Act.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 110), Respecting Houses of Refuge.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 77), To amend the Act respecting Religious Institutions.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 81), To amend The Ontario Controverted Elections Act.

Referred to the Legal Committee.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums:—

3. To defray the expenses of the Education Department	\$ 21,700 00
4. To defray the expenses of the Crown Lands Department	73,375 00
5. To defray the expenses of the Department of Public Works	45,250 00
6. To defray the expenses of the Treasury Department	36,750 00

7. To defray the expenses of the Provincial Secretary's Department	\$ 22,640 00
8. To defray the expenses of the Inspection of Public Institutions	19,150 00
9. To defray the expenses of Audit, License and Justice Accounts	10,450 00
10. To defray the expenses of the Registrar-General's Branch....	15,100 00
11. To defray the expenses of the Provincial Board of Health....	9,000 00
12. To defray the expenses of the Department of Agriculture....	30,150 00
13. To defray the expenses of the Insurance Branch.....	9,050 00
14. To defray the expenses of Neglected Children's Branch.....	6,800 00
15. To defray Miscellaneous Expenses	16,000 00

Mr. Speaker resumed the Chair; and Mr. Graham reported, That the Committee had come to several Resolutions; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:—

Return to an Address to His Honour the Lieutenant-Governor, of the twenty-second day of February instant, praying that he will cause to be laid before this House, a Return of copies of all Orders in Council with reference to the payment of *employes* at Sault Ste. Marie, together with copies of all correspondence previous to, after and in any way relating to such payments. (*Sessional Papers No. 74.*)

Also—Return to an Order of the House, of the twenty-sixth day of February instant, for a Return, of copies of all correspondence with the Government, or other person, relating to the appointment of one Kelly, as constable, or peace officer, in and about Killarney, together with copies of all correspondence between the Government and one Charles Noble in connection therewith. (*Sessional Papers No. 75.*)

Also—Return to an Order of the House of the twenty-fourth day of February instant, for a Return of copies of all correspondence, papers and pay sheets, between the Government, or any member or official thereof, in connection with the expenditure of all moneys expended last year, on Colonization Roads in the County of Addington. (*Sessional Papers No. 76.*)

The House then adjourned at 10.20 P.M.

Wedne-day, 2nd March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Preston (Brant), the Petition of Albert Carl Frost and others of Chicago, U. S. A.

By Mr. Russell, the Petition of Thomas Wiggins and others of Belleville.

By Mr. Crown, the Petition of the City Council of Stratford.

By Mr. Sutherland, the Petition of the Township Council of West Oxford.

By Mr. Dickenson, the Petition of the Township Council of Grandford.

By Mr. Clark (Northumberland), the Petition of Jay Ketchum and others of Cobourg.

The following Petitions were severally read and received :

Of W. C. Anderson and others of Anderson ; also, of W. M. Leigh and others of Kirk'oon, severally praying that the Bill before the House respecting the North Midlands Railway Company, may pass.

Of the Town Council of Port Hope, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Strong, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Fourteenth Report, which was read as follows and adopted.

The Committee have carefully examined the following Petitions and find the notices as published in each case sufficient :—

Of the City Council of Windsor, praying that an Act may pass to provide for placing the management of the lighting system under commission ; to ratify By-laws Numbers 1,034 and 1,079 and for other purposes ;

Of the Township Council of Cornwall, praying that an Act may pass to confirm By-law 699, respecting the assessment of certain properties ;

Of the Township Council of Romney, praying that an Act may pass to consolidate the Debt of the Municipality ;

Of The Toronto Railway Company, praying that an Act may pass authorizing the Company to form a reserve fund and to acquire stocks ;

Of the City Council of Guelph, praying that an Act may pass to ratify a certain sale to the Government of Canada, of a site for an Armoury ;

Of the Muskoka Lakes and Navigation Hotel Company, praying that an Act may pass to confirm By-law No. 181, of the United Townships of Medora and Wood, limiting assessment of the Company's property.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Sixth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill, and have made certain amendments thereto.

Bill (No. 126), Respecting the Assessment of the property of Robert James Graham, of the City of Belleville.

The following Bills were severally introduced and read the first time :—

Bill (No. 59), intituled “ An Act to consolidate a portion of the debt of the Township of Romney.” Mr. Pardo.

Referred to the Committee on Private Bills.

Bill (No. 56), intituled “ An Act respecting the City of Windsor.” Mr. Reaume.

Referred to the Committee on Private Bills.

Bill (No. 20), intituled “ An Act to incorporate the St. Joseph and Stratford Electric Railway Company.” Mr. Brown.

Referred to the Committee on Railways.

Bill (No. 14), intituled “ An Act respecting the Thunder Bay, Nepigon and St. Joe Railway Company.” Mr. Pettypiece.

Referred to the Committee on Railways.

Bill (No. 21), intituled “ An Act to conform By-law No. 699 of the Township of Cornwall.” Mr. McCart.

Referred to a Committee on Private Bills.

Bill (No. 50), intituled "An Act respecting the Muskoka Lakes and Navigation Company." Mr. Mahaffy.

Referred to the Committee on Private Bills.

Bill (No. 121), intituled "An Act to amend the Act respecting Boards of Education in certain Cities." Mr. Nesbitt.

Ordered, That the Bill be read the second time on Friday next.

The following Bills were severally read the third time and passed :—

Bill (No. 2), To confirm a certain By-law of the Village of Ottawa East and an Agreement with the Ottawa East Water Company, Limited.

Bill (No. 8), To confirm By-law No. 291, of the City of Hamilton.

Mr. Jessop asked the following Question :

Is it the intention of the Government to establish an Experimental Farm in the County of Lincoln, and if not, why.

To which the Minister of Agriculture replied, that

It is not the intention to establish an Experimental Farm in the County of Lincoln.

There are already three Experimental Fruit Stations in that District which fully meet the needs for the production of fruit, which is the principal industry in that section.

Mr. Gamey asked the following Question :

1. Do the regulations (if any) governing *employees* of the Province permit Registrars of Judicial Districts to engage in business outside of their official duties. 2. Is the Government aware that W. R. Abrey, Registrar at Gore Bay, is acting as Valuator for Loan Companies; as general Fire Insurance Agent; and is otherwise engaged outside of his office.

And the Attorney-General replied in the words following :—

There are no general regulations in this respect.

The Government is not aware that W. R. Abrey is acting as Valuator, or otherwise engaged as suggested in the question, though possibly, he may occasionally devote some time to outside matters.

Mr. Nesbitt moved, seconded by Mr. Reaume.

That in the opinion of this House the Imperial Copyright Act should be amended, so as to permit selections from an author to be used in the authorized Public School Text Books in any part of the Empire.

And a Debate having arisen, the motion was, by leave of the House, withdrawn.

Mr. Sutherland moved, seconded by Mr. Preston (Durham).

That an humble address be presented to His Honour the Lieutenant-Governor, praying that he will cause to be laid before this House, a Return of copies of all correspondence between the Government of Canada, or any member or official thereof, and the Government of Ontario, or any official thereof, relating to applications for a Subsidy to the Temiskaming and Northern Ontario Railway.

And a Debate having arisen, the motion was, by leave of the House, withdrawn.

On the motion of Mr. Lee, seconded by Mr. Pettypiece.

Ordered, That there be laid before this House, a Return, shewing all payments under the San Jose Scale Act, as follows:—1st. Amount paid to the owners of trees destroyed. 2nd. Amount paid to the officers of the Province for enforcing the Act 3rd. In what Counties the trees were destroyed.

On the motion of Mr. Matheson, seconded by Mr. Willoughby.

Ordered, That the Return of payments made by Banks to *employes* of the Consolidated Lake Superior Company in pursuance of Order-in-Council in respect thereof, being Sessional Papers No. 65 of the current Session, be referred to the Standing Committee on Public Accounts, with power to take evidence in respect thereof.

On motion of Mr. Matheson, seconded by Mr. Crawford.

Ordered, That the Reports and Accounts of the Temiskaming and Northern Ontario Railway Commission and all matters in connection therewith, be referred to the Standing Committee on Public Accounts, with power to send for persons and papers and to take evidence upon oath respecting the location, construction and expenditure in connection with the Railway.

The following Bills were severally read the second time:—

Bill (No. 36), respecting the City of St. Catherines.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 12), Respecting the City of London.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 30), To consolidate the Debt of the Village of Stirling.

Referred to a Committee of the Whole House To-morrow.

Bill (No.), 6 respecting the Canadian Casualty and Boiler Insurance Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 4), To incorporate the Brantford and Erie Railway Company.

Referred to a Committee of the Whole House To-morrow

Bill (No. 10), Respecting the Sandwich, Windsor, and Amherstburg Railway.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 86), Respecting the inspection of Steam Boilers and Steam Threshing Engines.

Referred to the Committee on Agriculture and Colonization.

Bill (No. 91), To further amend the Ontario Election Act.

Referred to the Legal Committee.

Bill (No. 99), To amend the law respecting the destruction of Noxious Weeds.

Referred to the Committee on Agriculture and Colonization.

Bill (No. 113), Respecting Voters' Lists in Unorganized Territory.

Referred to the Legal Committee.

Bill (No. 114), To regulate Stationary Engineers.

Referred to a Select Committee to be hereafter named.

Bill (No. 116), To amend the Ditches and Watercourses Act.

Referred to the Legal Committee.

The Order of the Day for the second reading of Bill (No. 82), To amend the Election Act having been read,

Mr. Powell moved,

That the Bill be now read the second time.

And the Motion, having been put, was lost on a Division.

And so it was declared in the Negative.

The Order of the Day for the second reading of Bill No. 100, To amend the Ontario Factories' Act having been read,

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The House then adjourned at 10 P.M.

Thursday, 3rd March.

PRAYERS.

3 O'CLOCK P.M.

Mr. Speaker informed the House,

That the Clerk had received from the Judges appointed to enquire into and report on Estate Bills, their Report in the following case:—

Bill (No. 28), intituled "An Act respecting the Presbyterian Church of Canada, at Newmarket.

The Report was then read by the Clerk at the Table as follows:—

To the Honourable the Legislative Assembly of the Province of Ontario,

The undersigned Commissioners of Estate Bills beg leave to report upon Bill (No. 28), "An Act respecting the Presbyterian Church of Canada at Newmarket.

Having regard to the great lapse of time since the testator's death in 1813, and the possession and enjoyment of the land for the benefit of the Presbyterians of Newmarket.

And upon making the few corrections noted on the face of the Bill returned herewith,

The undersigned deem it reasonable that the Bill so corrected and signed should pass in to law.

W. R. MEREDITH,
C. J. C. P.

J. H. BOYD,
C.

Osgoode Hall, 3rd March, 1904.

Ordered, That Bill (No. 28), Respecting the Presbyterian Church of Canada at Newmarket, be referred to the Committee on Private Bills with instructions to consider the same with reference to the suggestions of the Commissioners of Estate Bills thereon.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Harcourt, the Petition of the Township Council of Caistor.

By Mr. Tudhope, the Petition of the Township Council of Tay.

By Mr. Little (Norfolk), the Petition of the Township Council of Woodhouse ; also, the Petition of the Township Council of Houghton.

The following Petitions were severally read and received :—

Of the Township Council of East Flamboro, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the Township Council of North Oxford ; also, of the Township Council of Hope ; also, of the Township Council of the Rear of Yonge and Escott ; also, of the Town Council of Tillsonburg ; also, of the Township Council of Dereham ; also, of the Township Council of East Oxford, severally praying certain amendments to the Municipal Act, respecting the composition of County Councils.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Seventh Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have made certain amendments thereto.

Bill (No. 13), Respecting the Town of Peterborough.

Bill (No. 37), Respecting the City of Ottawa.

Bill (No. 34), To consolidate the Debt of the Town of Trenton.

The Committee have also amended the Preambles of Bills Nos. 13, 37 and 34, so as to make the same conform to the facts as they appear to the Committee.

The Committee have also carefully considered Bill (No. 17), Respecting an Agreement between the Grand Trunk Railway Company of Canada, and the Corporation of the Town of Barrie, and report the same without amendment.

Mr. Dryden, from the Standing Committee on Railways, presented their Second Report, which was read as follows and adopted.

The Committee have carefully considered Bill (No. 15), Respecting the Hamilton, Grimsby and Beamsville Electric Railway Company, and have prepared certain amendments to the Bill, and have also amended the Preamble thereto so as to make the same conform with the facts as they appear to the Committee.

On motion of Mr. Gibson, seconded by Mr. Matheson.

Ordered, That Messieurs Hendrie and Cameron (Huron), be added to the Standing Committee on Public Accounts.

The following Bills were severally introduced and read the first time :

Bill (No. 31), intituled "An Act respecting the Toronto Railway Company." Mr. Foy.

Referred to the Committee on Railways.

Bill (No. 60), intituled "An Act to incorporate the Ontario Wind and Tornado Mutual Insurance Company." Mr. St. John.

Referred to the Committee on Private Bills.

Bill (No. 64), intituled "An Act to confirm a sale by the Corporation of the City of Guelph, to His Majesty the King, of certain lands in the City." Mr. Downey.

Referred to the Committee on Private Bills.

Bill (No. 123), intituled "An Act respecting Cheese and Butter Manufacturing Associations and Companies." Mr. Joynt.

Ordered, That the Bill be read the second time on Monday next.

The House resolved itself into a Committee to consider Bill (No. 76), To amend the law respecting the Security of Public Officers and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 94), To amend the High Schools Act and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, that the Committee had directed him to report the Bill with certain amendments.

Ordered, That the amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 109), To amend Cap. 31, 3 Edw. VII., being an Act respecting Boards of Education in certain Cities and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time To-morrow.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums:—

16. To defray the expenses of Legislation.....	\$185,450 00
17. To defray the expenses of the Administration of Justice:.....	478,297 29
18. To defray the expenses of Public and Separate Schools.....	510,888 44

19. To defray the expenses of Collegiate Institutes and High Schools	\$128,880 00
20. To defray the expenses of the Museum and Library	9,950 00
21. To defray the expenses of the School of Practical Science....	45,835 00
22. To defray the expenses of Public Libraries, Art Schools, Literary and Scientific.....	64,650 00
23. To defray the expenses of Technical Education.....	25,000 00
24. To defray the expenses of Provincial University and Mining Schools	127,880 98
25. To defray Miscellaneous expenses of Education	12,850 00
26. To defray the expenses of Superannuated Teachers.....	63,300 00
27. To defray the expenses of the Asylum for the Insane, Toronto	110,071 00
28. To defray the expenses of the Asylum for the Insane, London	138,611 00

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to several Resolutions ; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 6 P.M.

Friday, 4th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Powell, the Petition of John Henry Gorman, of Ottawa.

By Mr. Dunlop, the Petition of the Township Council of Ross ; also, the Petition of the Township Council of Stafford.

By Mr. Munro, the Petition of the Township Council of Blandford ; also, the Petition of the Village Council of Embro.

By Mr. Sutherland, the Petition of the Township Council of North Norwich also, the Petition of the Township Council of South Norwich.

By Mr. Crawford, two Petitions of the City Council of Toronto.

By Mr. Willoughby, the Petition of the Township Council of Cramahe.

By Mr. Auld, the Petition of the Township Council of Tilbury North ; also Petition Council of the Township of Gosfield North.

The following petitions were severally read and received.

Of Thomas Wiggins and others of Belleville, praying that the Bill before the House relating to assessment of the property of R. J. Graham may not pass.

Of Albert Carl Frost and others of Chicago, U.S.A., praying that an Act may pass to incorporate the Hamilton, London and Lake Erie Railway Company.

Of Jay Ketchum and others of Cobourg, praying that an Act may pass to incorporate the Lakeport Cemetery Company and to vest certain lands.

Of the City Council of Stratford, praying certain amendments to the Municipal Act, respecting the regulation of the erection of buildings.

Of the Township Council of West Oxford; also, of the Township Council of Glandford, severally praying that no amendments be made to the Municipal Act respecting the composition of County Councils.

The following Bills were severally introduced and read the first time :

Bill (No. 41), intituled "An Act to confirm By-law No. 1,137 of the City of Belleville." Mr. Morrison.

Referred to the Committee on Private Bills.

Bill (No. 124), intituled "An Act respecting Weather Insurance." Mr. Gibson.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 125), intituled "An Act to amend the Judicature Act." Mr. Gibson.

Ordered, That the Bill be read the second time on Tuesday next.

Mr. Carscallen (Hamilton) asked the following Question :

How many companies holding Railway Charters, and applicants for Railway Charters—from the waters of the great Lakes, running to, or intending to run to the Albany River, James' Bay and Hudson's Bay—have complied with the Rules of this House as published in the "Ontario Gazette,"—with the names of the several companies and persons, who have complied—by filing with the proper officer. 1st. A plan, or map, upon a scale of not less than half an inch to the mile. 2nd. Shewing the location upon which it is intended to

construct the projected line. 3rd. Shewing the lines of existing, or authorized lines. 4th. Such plan, or map, authenticated by the signature of the Engineer or other qualified person, preparing the same.

To which the Premier replied, that

Enquiries would indicate that the Rules of the House have not been rigidly enforced as to the production of maps, according to scale, shewing the location upon which it is intended to construct a projected line of railway, or shewing fully the lines of existing or authorized railways, as the ordinary map of the Province, or of the County concerned, with lines drawn upon it for the purpose, have usually been accepted by the Railway Committee as sufficient, although not authenticated by the signature of the engineer or other person.

Mr. Hoyle asked the following Question :

1. Is the Government in possession of any information concerning the alleged closing up of the Beet Sugar factory at Wiarton. 2. How much of the bounty, due the Factory from the Province, has been paid during the past twelve months, 3. Have the farmers, who supplied the Factory with Sugar Beets, sustained any loss by the non-payment for the beets supplied by them to the company. 4. What course does the Government propose to pursue in order to recoup the farmers, in the event of their sustaining loss from the inability, or refusal, of the company to meet their indebtedness.

And the Premier replied in the words following :

1. There is no record on the files of the Treasury Department concerning the closing up of the Sugar Beet Factory at Wiarton.
2. No portion of County, for the last year's business, has been paid as yet.
3. It is reported in the sworn statement of the Wiarton Beet Sugar Company that the beets are "not yet all paid for."

The Government bounty is being withheld, pending further information as to the payment of the beets supplied by the farmers.

On motion of Mr. Gamey, seconded by Mr. Dunlop.

Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor, praying that he will cause to be laid before this House, a copy of all Orders-in-Council, authorizing or permitting an increase in the capital stock of the Peoples' Life Insurance Company, during the last two years, together with copies of all correspondence in any way relating thereto.

The following Bills were severally read the second time :

Bill (No. 102), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 111), To amend the Public Schools Act.

Referred to the Legal Committee.

Bill (No. 117), To regulate the width of Sleighs.

Referred to the Committee on Agriculture and Colonization.

Bill (No. 26), Respecting the Assessment of James Graham, of the City of Belleville.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 13), Respecting the Town of Peterborough.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 37), Respecting the City of Ottawa.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 34), To consolidate the debt of the Town of Trenton.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 17), Respecting an Agreement between the Grand Trunk Railway of Canada and the Corporation of the Town of Barrie.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 15), Respecting the Hamilton, Grimsby and Beamsville Electric Railway Company.

Referred to a Committee of the Whole House on Monday next.

The Order of the Day for the second reading of Bill (No. 112), To amend the Jurors' Act having been read.

Ordered, That the order be discharged, and that the Bill be withdrawn.

The House then adjourned at 4.30 P.M.

Monday, 7th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Harcourt, the Petition of the Township Council of Pelham.

By Mr. Conmee, the Petition of the Nepigon Railway Company.

By Mr. Barber, the Petition of the Township Council of Trafalgar.

The following Petitions were severally read and received :

Of the Township Council of Caistor, praying certain amendments to the Municipal Act, respecting the term of Office of Municipal Councillors.

Of the Township Council of Tay ; also, of the Township Council of Woodhouse ; also, of the Township Council of Houghton, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

On motion of Mr. Barr, seconded by Mr. Reid,

Ordered, That there be laid before this House, a Return, shewing the number of Saloon Licenses in the different Cities of the Province during the years 1901 and 1903. Also, the number of Saloon Licenses in the Towns of the Province, during the same period. Also, the number of Wholesale Licenses granted in rural municipalities, in the Province, during the same period

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Commissioner of Highways, for the year 1903, (*Sessional Papers No. 28.*)

Also—Return to an Order of the House of the Twelfth day of February last, for a Return, of copies of all correspondence between the Government or any member, or official thereof, or persons on its behalf, and any other person or persons in connection with the appointment of William Coats, as Registrar of the County of Huron. (*Sessional Papers No. 77.*)

The House then adjourned at 3.40 P.M.

Tuesday, 8th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Tudhope, the Petition of the Irondale, Bancroft and Ottawa Railway Company; also, the Petition of the Township Council of Matchedash.

By Mr. Smyth, the Petition of the Lac Seul, Rat Portage and Keewatin Railway Company.

By Mr. Michaud, the Petition of the Separate School Board of the Town of Sturgeon Falls.

By Mr. Pettypiece, the Petition of the Strathroy and Western Counties Railway Company.

By Mr. St. John the Petition of the Toronto Suburban Railway Company.

By Mr. Smith (Peel), the Petition of the Township Council of Toronto.

By Mr. Cameron (Fort William), the Petition of the Town Council of Fort William.

By Mr. Munro, the Petition of the Township Council of Blenheim.

By Mr. Beatty, the Petition of the Township Council of North Crosby.

By Mr. Hoyle, the Petition of the Township Council of Thorah; also, the Petition of the Village Council of Beaverton.

The following Petitions were severally read and received:—

Of John Henry Gorman, of Ottawa, praying that an Act may pass providing that the Royal College of Dental Surgeons be enabled and directed to admit him as a student in his final year and to practice as a licentiate of Dental Surgery under certain conditions.

Of the City Council of Toronto, praying certain amendments to the Evidence Act, respecting crimination of witnesses.

Of the City Council of Toronto, praying certain amendments to the Municipal Act, respecting Controllers.

Of the Township Council of Ross; also, of the Township Council of Stafford; also, of the Township Council of South Norwich; also, of the Township

Council of North Norwich ; also, of the Township Council of Gosfield North ; also, of the Township Council of Tilbury North ; also, of the Township Council of Blandford ; also of the Village Council of Embro, severally praying that no amendments be made to the Municipal Act respecting the composition of County Councils.

Of the Township Council of Cramahe, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councilors.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Fifteenth Report, which was read as follows and adopted :

The Committee have carefully examined the following Petitions and find the notices as published in each case sufficient.

Of Owen B. Van Epp, of Pelee Island, praying that an Act may pass authorizing him to practice medicine and surgery within the limits of Pelee Island.

Of T. M. McGill and others, of Chatsworth, praying that an Act may pass to incorporate the Village of Chatsworth.

Of Jay Ketchum and others, of Cobourg, praying that an Act may pass to incorporate the Lakeport Cemetery Company, and to vest certain lands in the company.

Of Clarence Hugh Jackson and others, of Fort William, praying that an Act may pass to incorporate the Mount McKay and Kababeka Railway Company.

Of Albert Carl Frost and others, of Chicago, U.S.A., praying that an Act may pass to incorporate the Hamilton, London and Lake Erie Railway Company.

The Committee recommend that Rule 51 of this Honourable House be further suspended in this, that the time for presenting Petitions for Private Bills be further extended until and inclusive of Friday, the 11th day of March, instant and that the time for introducing Private Bills to this Honourable House be further extended until and inclusive of Tuesday, the 15th day of March, instant.

Mr. Harcourt from the Standing Committee on Private Bills presented their Eighth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and report the same without amendments.

Bill (No. 3), Respecting the Town of Orillia.

The Committee have also carefully considered the following Bills and have made certain amendments thereto.

Bill (No. 28), Respecting the Presbyterian Church of Canada, at Newmarket.

Bill (No. 49), Respecting the Town of Newmarket.

Bill (No. 46), To consolidate the floating Debt of the Town of Wallaceburg.

Bill (No. 50), Respecting the Mushoka Lakes and Navigation Company.

Bill (No. 59), To consolidate a portion of the debt of the Township of Romney.

Bill (No. 44), To confer certain powers on the Trustees of the Estate of the late John Bacon.

The Committee have also amended the preambles to Bills numbers 49, 46, 59, and 44, so as to make the same conform to the facts as they appear to the Committee.

The Committee have also amended the Title to Bill (No. 50), so that the same now reads "An Act respecting the Muskoka Lakes Navigation and Hotel Company."

The Committee recommend that the fees, less the actual cost of printing, be remitted on Bill (No. 28), on the ground that the same relates to the property of a Religious Institution.

Mr. Dryden from the Standing Committee on Railways presented their Third Report, which was read as follows and adopted.

The Committee have carefully considered Bill (No 11), To incorporate the Windsor and Tecumseh Electric Railway Company, and have prepared certain amendments thereto.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for presenting Petitions for Private Bills be further extended until and inclusive of Friday, the 11th day of March, instant, and that the time for introducing Private Bills to this Honourable House be further extended until and inclusive of Tuesday, the 15th day of March, instant.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 28), Presbyterian Church, Newmarket.

Ordered, That the time for presenting Petitions for Private Bills, be further extended until and inclusive of Friday, the Eleventh day of March, instant.

Ordered, That the time for introducing Private Bills, be further extended until and inclusive of Tuesday, the fifteenth day of March, instant.

The following Bills were severally introduced and read the first time:

Bill (No. 38), intituled "An Act to incorporate the Village of Chatsworth." Mr. MacKay.

Referred to the Committee on Private Bills.

Bill (No. 54), intituled "An Act respecting the Lakeport Cemetery and to incorporate the Lakeport Cemetery Company." Mr. Clarke (Northumberland.)

Referred to the Commissioners of Estate Bills.

Bill (No. 39), intituled "An Act respecting the Town of East Toronto." Mr. Richardson.

Referred to the Committee on Private Bills.

Bill (No. 128), intituled "An Act to amend the University Act, 1901." Mr. Harcourt.

Ordered, That the Bill be read the second time on Thursday next.

Bill (No. 129), intituled "An Act respecting aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie." Mr. Ross.

Ordered, That the Bill be read the second time on Thursday next.

The following Bill was read the third time and passed:—

Bill (No. 16), Respecting the Town of North Bay.

On motion of Mr. Latchford, seconded by Mr. Dryden.

Ordered, That this House Bill on Thursday next, resolve itself into a Committee of the Whole to consider the following Resolution:—

That the Lieutenant-Governor-in-Council may from time to time transfer to the Temiskaming and Northern Ontario Railway Commission, by way of loan out

of the Consolidated Revenue Fund, a sum or sums, not exceeding in all, Two Millions of Dollars, and may accept the Bonds of the Commission as security for the repayment of the said loan, with interest at three and one-half *per cent. per annum*.

On Motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That this House do respectfully memorialize the Government of Canada, to grant aid by way of Subsidy to the Temiskaming and Northern Ontario Railway to the same extent as subsidies have been granted by the Parliament of Canada to other railways in the different Provinces of Canada, and that the Honourable the Speaker of this Assembly be authorized to transmit such Memorial to the Right Honourable Sir Wilfrid Laurier, Premier of the Dominion Government, for his early consideration, and that the following memorial be adopted :

"The Memorial of the Legislative Assembly of the Province of Ontario humbly sheweth :—

That there is now being constructed by a Board of Commissioners, appointed under the authority of an Act of the Legislature of this Province, a railway from North Bay to the head of Lake Temiskaming,—a distance of 112 miles,—known as the Temiskaming and Northern Ontario Railway.

That in projecting the said railway, the Legislature deemed it of the utmost importance to afford access to the arable lands known as the great clay belt of New Ontario and estimated to contain 16,000,000 acres, being an area almost as great as that of the lands now under cultivation in the older districts of Ontario.

That the settlement of the said clay belt is of the utmost importance to the Province of Ontario, as it would furnish homes for many thousands of our young men who are disposed, on account of the occupation of the farm lands in the older parts of the Province, to settle in other parts of Canada, or possibly to remove to the United States.

That by the settlement of these lands, a widened market would be furnished for the various industries of the Province, and the addition in wealth and population resulting would the better enable Ontario to maintain her relative position among the other Provinces of the Dominion.

That this Legislature believed that the construction of a railway under its own authority, and not as a matter of private enterprise, was in the public interest as affording greater control over rates for passengers and freight, and such connections with other railway lines as might the more efficiently serve the best interests of the people

That in the settlement of the newer districts of Ontario, and in the development of the resources of the country, this Legislature, while contributing to the wealth of the whole Dominion, is assuming burdens for which under our Constitution, there is no return, as the Subsidy from the Dominion is based not upon the increase of the population from one decade to another, but upon the population fixed at the time of the Confederation, and that accordingly one of the great advantages to be derived from the burdens assumed by this Legislature accrues to the Dominion and not to the Province.

That, in view of the projection of the Grand Trunk Pacific Railway, the Temiskaming and Northern Ontario Railway will be of material advantage to the Dominion of Canada, inasmuch as it will afford immediate connection with older Ontario, and important facilities for the transportation of supplies for construction purposes, and to that extent reduce the cost of the Grand Trunk Pacific to the Dominion of Canada.

That, with the usual Subsidy from the Dominion Government, this Legislature might be encouraged, providing its income from other demands upon the Treasury Department were not impaired, to continue said railway as far as James Bay, thus affording another seaport for the Dominion of Canada, which might be of great practical utility in trans-Atlantic trade in the near future.

That in view of the burdens which the Province of Ontario will necessarily bear, by reason of its large population and wealth, in the construction of a considerable portion of the Grand Trunk Pacific, and in view of the contribution which the construction of the Temiskaming and Northern Ontario Railway will necessarily make to the population of Canada, and in view of the subsidies already granted to other railways of no greater importance, in the opinion of your memorialists, as a public enterprise, than the said Temiskaming and Northern Ontario Railway, your memorialists would earnestly press upon the attention of the Dominion Government the propriety of granting the usual Subsidy of \$3,200 *per mile* to the said railway and any extension thereof and such additional Subsidy as other railways under similar circumstances are allowed.

And your memorialists as in duty bound will ever pray."

The Memorial, having been read a second time, was agreed to.

Ordered, That the Memorial be engrossed.

The House resolved itself into a Committee to consider Bill (No. 77), To amend the Act respecting Religious Institutions and, after some time spent

therein. Mr. Speaker resumed the Chair; and Mr. Caldwell reported. That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments having been read the second time, were agreed to.

Ordered, That the Bill be read the second time To-morrow.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee).

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums:

- 29. To defray the expenses of the Asylum for the insane, Kingston \$ 87,866-10
- 30. To defray the expenses of the Asylum for the Insane, Hamilton \$129,488-00

Mr. Speaker resumed the Chair; and Mr. Preston (Beani) reported. That the Committee had come to several Resolutions; also, That the Committee had directed him to ask leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 10.10 P.M.

Wednesday, 9th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table —

By Mr. Davidson, two Petitions of the Township Council of Sunnidale.

By Mr. Little (Norfolk), the Petition of the Village Council of Port Dover.

By Mr. Downey, the Petition of the Village Council of Fergus.

By Mr. Holmes, the Petition of the Township Council of Walpole.

By Mr. Caldwell, the Petition of the Township Council of Levan.

By Mr. Little (Cardwell), the Petition of the Village Council of Beeton; also, the Petition of the Village Council of Tottenham.

By Mr. Rickard, the Petition of the Township Council of Darlington.

The following Petitions were read and received :

Of the Nepigon Railway Company, praying that an Act may pass, empowering the Company to construct and operate a Railway Ferry across Lake Nepigon and for other purposes.

Of the Township Council of Pelham; also, of the Township Council of Trafalgar, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

The Attorney-General from the Special Committee to whom was referred Bill (No. 72), Respecting Municipal Taxation, presented its Report which was read as follows and adopted.

The Bill submitted by the Royal Commission in 1900, to investigate and report on the subject of Municipal Assessment and Taxation was at the last Session of the Legislature referred to a Special Committee. That Committee, which was composed of the same members as the present Committee, made its report last Session recommending that the Bill should not be proceeded with during that Session, but that the Committee should be authorized to meet in the autumn and devote a week to the special consideration of the proposed assessment amendments. Authority, in accordance with that recommendation, having been given to the Committee to continue its duties, sittings were held by it between 25th November and 4th December, 1903, when deputations and representatives of various interests desiring to be heard, with reference to the new methods of taxation proposed by the Bill, appeared and expressed their views. Among others so heard were a number of members of Municipal Councils and officers of municipalities from Toronto, Hamilton, Ottawa, Kingston, Brantford, St. Catharines, St. Thomas, Peterborough, Galt, Niagara Falls, and other places; also, representatives of several of the Boards of Trade, the Retail Merchants' Association, the Ontario Municipal Association, and the Single Tax Association. The Farmers' Association sent a large deputation which pressed strongly for increased taxation of railways, either by the Province or by municipalities, and representatives of Railway Companies were heard at great length in reply. Representations from city municipalities and other sources were heard in opposition to the

proposed assessment of "special franchises." Statistics showing how different municipalities would be affected by the proposed changes were submitted by the Municipal Association and have been of the greatest assistance to the Committee.

After hearing the various addresses, the Committee arrived at the following general conclusions with regard to the methods of taxation proposed by the Bill:

(a) That it is not necessary to establish a Provincial Board for assessment purposes. One of the main reasons which influenced the Royal Commissioners in recommending the establishment of such a Board was, that its aid was necessary to carry into effect the provisions which the Commissioners suggested as a remedy for the so-called "Scrap iron assessment" of the property on streets and public places belonging to the franchise-holding corporations; but almost simultaneously with the making of the Royal Commissioners' Report that question came up for consideration by the Legislature, which has now devised a different remedy, but one which has been found to work satisfactorily

(b) That the recommendation of the Royal Commission, proposing the abolition of the assessment of personal property, should be adopted; but that, in regard to the substitute suggested, the House Tax, need not be adopted, and the Business Tax should be adopted in a modified form only.

(c) That increased taxation of railways is now justifiable and necessary, but that it can best be imposed in the form of a Provincial Tax.

(d) That in the case of telephone and telegraph companies, some mode of taxation, *e.g.*, by reference to gross receipts or mileage of wire might advantageously be adopted.

The framing of amendments to embody the general principles thus outlined having been left in the hands of the Chairman, and the necessary clauses having been drafted, the amended Bill was introduced as the above Bill (No. 72), referred to this Committee.

The Committee has now sat almost daily since 22nd February, and the amended provisions have been vigorously discussed. Again, the Committee has listened to the views of representatives of many interests such as manufacturers, wholesale and retail merchants, brewers, lawyers, medical men, and telephone and telegraph companies, and representatives of municipalities, more especially those of Toronto, Hamilton and London, have been in constant attendance at the meetings.

The Committee in now presenting the Bill with amendments desires to add a few words in explanation of some of its leading features.

The "Business Assessment," in its amended shape, besides having been put into a form which harmonizes with the mode of assessment of land and income, so as to enable a single municipal rate to be struck, has been so graded, and the persons subject to it so classified, that the assessments under it when made will, it is hoped, relatively, if not actually present amounts which might be assessed against each person if they had been arrived at by an actual inspection and valuation of the personal property of the person, and "business assessment" under the Bill may, therefore, be regarded as a satisfactory substitute for the assessment of personal property.

The assessment of income provided for, is intended to reach all those who would not be adequately assessed in any other way.

The provisions in regard to railway companies do not greatly differ from those of the present Act. The assessment of railway property where the line runs along a highway is the chief material alteration. To relieve such companies from annual repetition of the expense and difficulties attending their assessment, provision has been made for having such assessment made only once in every five years.

In the case of telephone and telegraph companies, the amended provisions are understood to be satisfactory to the companies concerned, and will, it is expected, remove all occasion for the hitherto almost annual disputes with municipalities in regard to the valuation of the property of such companies.

The provisions of the Act 2 Edw. VII c. 31 which, as amended by 3 Edw. VII c. 21, has placed on a satisfactory footing the method of assessment of the property of companies on streets and public places, has been inserted in the Bill, with such changes of language as are necessary in order to fit same properly into the consolidation, but the aim and intention of the Committee has been to make no material change in its meaning and effect.

Throughout the whole Bill many minor emendations suggested by the Royal Commission, or by others, have been adopted, more especially in the sections relating to sales of land for arrears of taxes. In the latter sections, amendments have been made designed to render tax titles more certain and indisputable, but at the same time to protect owners against the possibility of being deprived of their land through a tax sale thereof, where taxes have not been really in arrears.

In regard to the Bill generally, although, of course, the views of all the classes which were represented before the Committee have not been accepted in all respects, the resulting amended Bill, nevertheless, in the opinion of the Committee, presents a workable scheme of taxation which is not wholly unsatisfactory to any of such classes.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Ninth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and report the same without amendment.

Bill (No. 64), To confirm the sale by the corporation of the city of Guelph, to His Majesty the King, of certain lands in that city.

The following Bills were severally introduced and read the first time :

Bill (No. 58), intituled " An Act to incorporate the Hamilton, London and Lake Erie Railway Company." Mr. Barber.

Referred to the Committee on Railways.

Bill (No. 132), intituled " An Act respecting County Councils." Mr. Davis.

Ordered, That the Bill be read the second time on Friday next.

Mr. Beatty asked the following Question :

Has the Department of Crown lands received any Reports from the timber estimators, who accompanied the Surveyor, on the Mississagua Reserve, and if so, why have such reports not been published.

To which the Commissioner of Crown Lands replied as follows :

1. The Department has received Reports from certain timber estimators, who accompanied a Surveyor, to run a base line partly through Mississagua Reserve. The Reports have not been published, because it has never been the practice of the Department to publish Reports of the estimators of pine timber on lands of the Crown.

Mr. Downey asked the following Question :

1. How much revenue has the Province received from the Game Commission, by permits, fines, etc., from December 31st, 1895, to December 31st, 1903. 2. What expenditure has been incurred by the Province through the Game Commission since 1895.

To which the Commissioner of Public Works replied, that—

1. No Revenue has been received from the Game Commission.

The amount of revenue received through the Chief Game Warden by permits, fines, etc., from December 31st, 1895, to December 31st, 1903, is \$97,325.52.

2. The expenditure in connection with the Chief Game Warden's Office during the period from December 31st, 1895, to December 31st, 1903, has been \$62,257.85.

Mr. Gamey asked the following Question :

1. Has the Township of Lorne, in the District of Algoma, reverted to the Crown in consequence of non-performance or non-payment of rents, or dues, by the Licensee, or is it still under license. 2. Has the Government any information as to whether it will revert to the Crown, and when.

And the Commissioner of Crown Lands replied, that

1. When the Township of Lorne was sold as a timber limit, it contained an area of 36 square miles. Since then, the Licensees have surrendered 23½ miles, 12½ miles still subject to license. The ground rent and other charges have been paid up to date.

2. The Government has no further information as to any intended surrender by the Licensees.

Mr. Pyne asked the following Question :

1. Where does Mr. James E. Day, Crown Prosecutor at the late Assizes at Brantford, reside. 2. In what year was he called to the Bar. 3. Had he any previous experience as Crown Prosecutor, and if so, to what extent. 4. By whom was he recommended as such Crown Prosecutor. 5. Has the Government abandoned the policy of retaining, in murder trials, the services of members of the Bar, in the front rank of the profession.

And the Attorney-General replied, that

1. Mr. James E. Day resides at Guelph.

2. Was called to the Bar in 1893.

3. Has acted as Crown Counsel at each Assize since the autumn of 1899, having been assigned, Milton twice, Cayuga once, Woodstock once and Brantford three times, prior to the present year.

4. Cannot say by whom he was recommended as Crown Prosecutor.

5. The Policy of the Government as regards all criminal trials, murder as well as others, has been simply to engage Counsel considered competent

Mr. Justice Street says, that he "thought that he (Mr. Day), brought out all the facts most thoroughly and left nothing undone which he could properly have done to bring home the crime to the prisoner."

Mr. Whitney asked the following Question :

1. Were timber berths numbers 195 and 201 purchased at the late timber sale and if so, by whom. 2. Has the purchaser at the sale thrown up or abandoned his purchase of said limits and if so, what action has been taken by the Department in reference to such abandonment.

To which the Commissioner of Crown Lands replied, as follows :

1. Timber Berths Nos. 195 and 201, were knocked down at the late timber sale to the C. Beck Company. The conditions of the sale have been complied with and all the payments made with respect to Berth No. 195, but the purchaser disputed the amount of his bid on No. 201 and consequently the terms of the purchase as to it have not been complied with.

2. No action has yet been taken by the Department in reference to the abandonment.

Mr. Jessop moved, seconded by Mr. Macdiarmid,

That in the opinion of this House the Government of Ontario should at once memorialize the Government of Canada, to prohibit the exportation of natural gas from Ontario into the United States of America, or failing that, to place an equitable export duty upon all natural gas exported.

Mr. Hanna moved in amendment, seconded by Mr. Downey,

That the following words be added to the Motion :

“And that, failing action by the Dominion Government in the course of the next six months, do cancel any licenses then existing relating to the export of Natural Gas.

And a Debate having ensued thereon, it was

Ordered, That the Debate be adjourned until To-morrow.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :

Statement of distribution of Revised and Sessional Statutes up to 31st December, 1903. (*Sessional Papers No. 78.*)

Also, Return to an Order of the House of the twenty-ninth day of February last, for a Return shewing: 1. The amount of money paid as Railway Subsidies from 1867 up to and inclusive of 1903. 2. The name of each Railway and

amount paid as Subsidy thereto. 3. The amount of money voted for Railway Subsidies, but not yet earned. 4. The amount in acres voted and set apart to Land Grants during the same period. 5. The names of all Railways which have earned the apportionment of land so set apart. 6. The amount in process of being earned. (*Sessional Papers No. 79.*)

The House then adjourned at 5.45 P.M.

Thursday, 10th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Gibson, the Petition of the United Townships of Head, Clara and Maria ; also, the Petition of the Village Council of Elora.

By Mr. Davidson, two Petitions of the Township Council of Tiny.

By Mr. Burt, two Petitions of the Township Council of Brantford ; also, two Petitions of the Township Council of South Dumfries.

By Mr. Cameron (Huron), two Petitions of the Township Council of Goderich

By Mr. Munro, the Petition of the Township Council of West Zorra

By Mr. Smith (Peel), the Petition of the Township Council of Toronto.

By Mr. Graham, the Petition of the Township Council of the Front of Yonge and Escott.

By Mr. Pearce, two Petitions of the Township Council of Madoc.

The following Petitions were severally read and received :—

Of the Town Council of Fort William, praying that an Act may pass to rescind a certain alleged assignment of the rights of the Town under Act respecting the Town, 1903. and for other purposes.

Of the Irondale, Bancroft and Ottawa Railway Company, praying that an Act may pass to empower Company to enter into agreement to lease or sell its rights and property to the Grand Trunk Railway of Canada and other companies, and for other purposes.

Of the Lac Seul, Rat Portage and Keewatin Railway Company, praying that an Act may pass to amend the Act incorporating them, in the direction of authorizing a branch line to intersect the projected line of the Grand Trunk Pacific Railway, and for other purposes.

Of the Separate School Board of the Town of Sturgeon Falls, praying that an Act may pass to confirm a certain agreement relating to apportionment of School taxes.

Of the Strathroy and Western Counties Railway Company, praying that an Act may pass authorizing the Company to extend its line and to extend the time for commencement and completion thereof.

Of the Toronto Suburban Railway Company praying that an Act may pass authorizing the Company to extend its line ; to construct branch lines and to extend the time for commencement and completion of the same.

Of the Township Council of Toronto praying that an Act may pass to confirm an agreement with the Toronto and Mimico Railway, granting and defining terms of franchise to the Company.

Of the Township Council of Matchedash ; also, of the Township Council of Blenheim : also, of the Township Council of North Crosby ; also, of the Village Council of Beaverton, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Thorah, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Dryden, from the Standing Committee on Railways, presented their Fourth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto respectively :

Bill (No 27), Respecting the Windsor, Essex and Lake Shore Rapid Railway Company ; and Bill (No. 42), Respecting the London, Alymer and North Shore Electric Railway Company.

The Committee have also amended the Preambles to the Bills so as to make the same conform with the facts as they appear to the Committee.

Mr. Harcourt from the Standing Committee on Private Bills presented their Tenth Report, which was read as follows :

The Committee have carefully considered the following Bills and have made certain amendments thereto respectively.

Bill (No. 51), Respecting the Town of Collingwood.

Bill (No. 9), To further extend the powers of the Consumers' Gas Company of Toronto.

Bill (No. 21), To confirm By-law No. 699 of the Township of Cornwall.

On motion of Mr. Foy, seconded by Mr. Crawford,

Ordered, That the Tenth Report of the Standing Committee on Private Bills, in so far as the same relates to Bill (No. 9), Consumers' Gas Company, Toronto, be recommitted to the Committee for further consideration.

The Report, with reference to Bills numbers (No. 51), Town of Collingwood and (No. 21), Cornwall By-law, was then adopted.

The following Bills were severally introduced and read the first time:—

Bill (No. 133), intituled "An Act to amend the High Schools Act." Mr. Gross.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 134), intituled "An Act to amend the Ontario Game Protection Act." Mr. Taylor.

Ordered, That the Bill be read the second time on Monday next.

Bill (No. 135), intituled "An Act to amend the Loan Corporations Act." Mr. Gibson.

Ordered, That the Bill be read the second time on Tuesday next.

On motion of Mr. Matheson seconded by Mr. Foy.

Ordered, That Bill (No. 47), Respecting the Town of Perth, reported withdrawn on the third instant, be recommitted to the Standing Committee on Private Bills for further consideration and report, and that the recommendation as to remission of fees be rescinded.

The following Bills were severally read the third time and passed:—

Bill (No. 1), To confirm By-law No. 447 of the Town of Durham.

Bill (No. 76), To amend the law respecting the Security of Public Officers.

The following Bills were severally read the second time :—

Bill (No. 120), To amend the Agriculture and Arts Act.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 124), Respecting Weather Insurance.

Referred to Committee of the Whole House To-morrow.

The Order of the Day for the second reading of Bill (No. 70), To amend the Temiskaming and Northern Ontario Railway Act having been read.

Mr. Latchford moved,

That the Bill be now read the second time.

And a Debate having arisen on the Motion, it was

Ordered, That the Debate be adjourned until To-morrow.

Mr. Stratton presented to the House,

Return to an Order of the House of the Seventh day of March, instant, for a Return, shewing the number of Saloon Licenses in the different Cities of the Province during the years 1901 and 1903. Also, the number of Saloon Licenses in the Towns of the Province, during the same period. Also, the number of Wholesale Licenses granted in rural municipalities, in the Province during the same period. (*Sessional Papers No. 80.*)

The House then adjourned at 10.05 P.M.

Friday, 11th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Auld, the Petition of the Town Council of Kingsville.

By Mr. McCart, two Petitions of the County Council of the United Counties of Stormont, Dundas and Glengarry.

By Mr. Little (Cardwell), the Petition of the Simcoe County Mutual Fire Insurance Company.

By Mr. Beatty, the Petition of the Township Council of the Rear of Leeds and Lansdowne.

By Mr. Powell the Petition of Cyrus D. Pinel, of Bowmanville.

By Mr. Taylor, the Petition of the Town Council of Parkhill; also, the Petition of the Township Council of McGillivray.

By Mr. Dickenson, the Petition of the Village Council of Ancaster.

The following Petitions were severally read and received :—

Of the Village Council of Fergus; also, of the Township Council of Sunnidale; also, of the Village Council of Beeton; also, of the Village Council of Tottenham; also, of the Township Council of Lavant, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Sunnidale; also, of the Township Council of Walpole; also, of the Township Council of Darlington; also, of the Village Council of Port Dover, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Preston (Brant), from the Standing Committee on Standing Orders presented their Sixteenth Report, which was read as follows and adopted.

Your Committee have carefully examined the following Petitions and find the notices as published in each case sufficient:—

Of Joseph Kilgour and others, of Toronto, praying that an Act may pass to incorporate the Current River Power Company;

Of John Henry Gorman, of Ottawa, praying that an Act may pass providing that the Royal College of Dental Surgeons be enabled and directed to admit him as a Student in final year, and to practise as a Licentiate of Dental Surgery under certain conditions;

Of the Hamilton Radial Electric Railway Company, praying that an Act may pass relating to the Capital Stock of the Company and the crossing by the Company of highways and bridges;

Of the Nepigon Railway Company, praying that an Act may pass, empowering the Company to construct and operate a Railway Ferry across Lake Nepigon and for other purposes ;

Of the County Council of Oxford and the City Council of Woodstock, praying that an Act may pass to ratify and confirm By-law No. 519 of the County of Oxford ;

Of the Strathroy and Western Counties Railway Company, praying that an Act may pass authorizing the Company to extend its line, and to extend the time for the commencement and completion thereof ;

Of the Toronto Suburban Railway Company, praying that an Act may pass authorizing the Company to extend its line ; to construct branch lines, and to extend the time for the commencement and completion of the same ;

Of the Separate School Board of the Town of Sturgeon Falls, praying that an Act may pass to confirm a certain Agreement relating to apportionment of School Taxes ;

Of the Lac Seul, Rat Portage and Keewatin Railway Company, praying that an Act may pass to amend the Act incorporating them, in the direction of authorizing a branch line to intersect the proposed line of the Grand Trunk Pacific, and for other purposes ;

Of the Town Council of Fort William, praying that an Act may pass to rescind a certain alleged assignment of the rights of the Town under "An Act respecting the Town of Fort William, 1903," and for other purposes :

Of the Irondale, Bancroft and Ottawa Railway Company, praying that an Act may pass to empower the Company to enter into agreement to lease or sell its rights and property to the Grand Trunk Railway Company of Canada and other Companies, and for other purposes :

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for introducing Private Bills to this Honourable House be further extended until and inclusive of Wednesday the 16th day of March instant.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Seventeenth Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of Robert McLaren and others of St. Catharines, praying that an Act may pass to incorporate the St.

Catharines, Pelham and Welland Electric Railway Company, and find that notice of the proposed application to this Legislature was published in "The Ontario Gazette," the "Welland Telegraph" and the "St Catharines Daily Star" for a period of six weeks, as required by the Rules of this Honourable House, and that the two last named papers are published in the Counties of Welland and Lincoln, which are the only two Counties affected by the proposed legislation.

The Committee find that the Petition asks, in addition to the construction of the main line, of which full notice is given, for authority to construct "a branch line from the main line at or near the Village of Fonthill, through the Village of Fenwick, to the present station on the line of the Toronto, Hamilton and Buffalo Railway," of which no mention appears in the notice. The Committee recommend that the attention of the Railway Committee be directed to this omission.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Eighteenth Report, which was read as follows and adopted :

The Committee have carefully examined the Petition of the Ottawa River Railway Company, praying that an Act may pass empowering the Company to build a line of railway from Hawkesbury to Ottawa and on to the Georgian Bay and find that notice of the proposed application has been published in the "Ontario Gazette," "The Ottawa Citizen," the "Renfrew Mercury," the "Renfrew Journal," the "Perth Courier," the "Perth Expositor," the "L'Original Advertizer," the "L'Original Advocate" and the "Gravenhurst Banner," such newspapers being published in the Counties through which it is proposed to build the railway, and the Committee are of the opinion, in view of a Declaration which has been filed before them giving the dates on which the notice has appeared in the papers, that sufficient notice has been given ;

The Committee, however, find that the Company petitioning were incorporated by an Act of the Parliament of Canada, with power to construct a railway from Montreal to Grenville in the Province of Quebec, and to build a branch to connect with the Town of Hawkesbury, in the County of Prescott, and the Committee would therefore, recommend that the attention of the Railway Committee be directed to this matter.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Eleventh Report, which was read as follows and adopted.

The Committee have carefully re-considered Bill (No. 9), "To further extend the powers of the Consumers' Gas Company, of Toronto," re-committed by this Honourable House, and report the same without any further amendment.

The Committee have also carefully considered the following Bills and have made certain amendments thereto :

Bill (No. 52), Respecting the Kingston Street Railway.

Bill (No. 56), Respecting the City of Windsor.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for introducing Private Bills be further extended until and inclusive of Wednesday, the 16th day of March instant.

Ordered, That the time for introducing Private Bills be further extended until and inclusive of Wednesday, the Sixteenth day of March instant,

The following Bills were severally introduced and read the first time :—

Bill (No. 62), intituled "An Act respecting the Hamilton Radial Electric Railway Company." Mr. Hendrie.

Referred to the Committee on Railways.

Bill No. 40), intituled "An Act to confirm By-law No. 519 of the County of Oxford." Mr. Munro.

Referred to the Committee on Private Bills.

Bill (No. 22), intituled "An Act to incorporate the St. Catharines, Pelham and Welland Electric Railway Company." Mr. Jessop.

Referred to the Committee on Railways.

Bill (No. 63), intituled "An Act respecting the Separate Schools in the Town of Sturgeon Falls." Mr. Michaud.

Referred to the Committee on Private Bills.

Bill (No. 37), intituled "An Act respecting the Irondale, Bancroft and Ottawa Railway Company" Mr. Tudhope.

Referred to the Committee on Railways.

Bill (No. 61), intituled "An Act to incorporate the Mount McKay and Kakabeka Falls Railway Company." Mr. Cameron (Fort William.)

Referred to the Committee on Railways.

Mr. Pyne asked the following Question :

What sized tie and what woods are accepted for ties—with prices paid for each variety—in constructing the Temiskaming and Northern Ontario Railway.

To which the Commissioner of Public Works replied, that

The ties accepted, are of the sizes mentioned in the specifications set forth in Reports No. 1 and No. 2 of the Commission ; and the kinds of wood in such ties, and the prices paid are respectively those set forth in the contracts for ties, also printed in said Report.

Mr. Gamey asked the following Question :

1. Over what schools does the jurisdiction of Mr. William Houston, School Inspector, extend. 2. When was he appointed to his present position. 3. Was the number of schools, under his jurisdiction, increased within the last three years and if so, to what extent, by what number, and was his remuneration thereby increased, and if so, how much. 4. What was the reason for such increase. 5. Did Mr. Houston, at any time, declare to, or threaten, any member of the Government that certain damaging facts would be made known or that he would become a candidate for this Legislature unless his position was favourably considered by the Government. 6. How much of his time is occupied by the performance of his duties as inspector. 7. Is he a member of the Editorial Staff of the "Globe" newspaper. 8. Has he received the permission of the Government, to remain on the staff of the "Globe," while still inspector.

And the Minister of Education replied in the words following :

1. An Order-in-Council was passed on the 3rd of March, 1900, appointing Mr. Houston, Inspector of Schools of Manitoulin Island, St. Joseph Island, and Cockburn Island, and of the schools in the Townships of Rutherford and Carlyle, and of the schools in a few other adjacent localities as may from time to time be selected. The appointment was to date from the 1st of January, 1900. The salary was \$720.00 a year, without any allowance for travelling expenses.

2. On the 7th of Nov. 1901, 5 schools at the north end of Lake Temiskaming were added to his inspectorate, and an additional \$60.00 increase given to his salary, the same to be paid for the year 1901.

3. On the 16th of January, 1902, by Order-in-Council, 40 schools in the Inspectorate of Mr. McCaig's district were put under Mr. Houston's supervision. This gave Mr. Houston a total of 110 schools. He was paid at the rate of \$12.00 *per* school, or a total of \$1,320.00 from the 1st of January, 1902, without any additional travelling expenses.

An Order in Council dated 8th of May, 1902, states, the Committee of Council advise that, having regard to the various other duties Mr. Houston is from time to time directed by the Department to perform, his salary be increased to the sum of \$1,800 *per annum* with travelling expenses; such increase of salary to take effect from the 1st of May, 1902.

On the 24th day of June, 1903, Mr. Houston's inspectorate was changed, he being appointed to look after the Island of St. Joseph, and that portion of the District of Algoma west of, and including the Townships of Cobden and Scarfe, and of the Town of Sault Ste. Marie, and of the schools at the north end of Lake Temiskaming, at a salary of \$1,800.00 *per annum*, to include travelling expenses to take effect from the date hereof.

When receiving a salary of \$720.00 a year Mr. Houston was employed for the time only required to visit such schools as he was instructed to inspect.

When receiving a salary of \$1,800, Mr. Houston's full time was given to the Department.

He has not been a Public School Inspector since Dec. 31st, 1903.

I have no knowledge whatever, of any threats such as those referred to.

I am unable to answer question 7.

Mr. Powell asked the following Question :

1. Is the Government, or any Member thereof, aware that there is now a mortgage, or lien, covering the property of the Algoma Central and Hudson Bay Railway; the Manitoulin and North Shore Railway, and their steamship lines on the lakes, as well as the Associated Industries, at Sault Ste. Marie, or one, or more of said properties. 2. If so, what is the amount of such mortgage, or lien, and who are the mortgagees.

To which the Attorney-General replied, that

The Government is aware that there are certain mortgages, or liens, on the Railways and Steamships referred to, but is not in a position to state the amounts. The information asked for may be afforded at a later stage of the Algoma Central Railway Bill.

Mr. St. John asked the following Question :

1. How long has J. J. Kehoe, Esquire, been District Crown Attorney, for Algoma. 2. Did he send his resignation to the Government and if so, when sent and when received. 3. Has his resignation been accepted, if not why, and

is it the intention of the Government to accept such resignation. 4. Has the said Kehoe received the nomination by a Liberal Convention, to represent Algoma in the House of Commons, and if so when. 5. Have any persons applied in writing, or verbally, to the Government, or any Department, or Member thereof, for the position of such Crown Attorney, to fill Mr. Kehoe's position. 6. What are the names of the respective applicants for such position and their addresses. 7. Is the Government aware that Mr. Kehoe is and has been actively engaged in a canvass in the constituency of Algoma, as candidate referred to. 8. Does the Government know, or has it been informed, that the interests of Justice are made subservient to Mr. Kehoe and his nomination.

To which the Attorney-General replied as follows :

(1) Mr. Kehoe has been District Crown Attorney for Algoma since March 9th, 1884.

(2) He tendered his resignation by letter dated January 7, 1904.

(3) His resignation has not been formally accepted, no conclusion having yet been arrived at as to the appointment of his successor, but the intention of the Government is to accept such resignation.

(4) It is understood that Mr. Kehoe received the Liberal nomination for the representation of Algoma in the House of Commons in January last.

In answer to questions 5 and 6 a number of names have been suggested in connection with the filling of Mr. Kehoe's position, but it does not seem either expedient or proper, to publish these names at the present time, if at all.

(7) The Government is not aware of what is mentioned in this question.

(8) The Government does not know, and has not been informed, that the interests of Justice are made subservient to Mr. Kehoe and his nomination, whatever may be meant by that.

On motion of Mr. Gamey, seconded by Mr. Eilber.

Ordered, that there be laid before the House, a Return of copies of all correspondence between the Government, or any official thereof, and any other party or parties regarding the issue of pound-net fishing licenses in 1902 and 1903 in the waters between Killarney and Little Current, known as the North Channel.

Mr. Gamey moved, seconded by Mr. Hanna.

That there may be laid before this House, a Return of copies of all correspondence between the Government and any person or persons with regard to the

appointment of any person to oversee the expenditure of the sum of \$400, granted in 1902, to be laid out in repairs to road between Mendrick's and Long Bay, on Manitoulin Island.

And a Debate having arisen, the Motion was, by leave of the House withdrawn.

On motion of Mr. Mahaffy, seconded by Mr. Duff.

Ordered, That there be laid before this House, a Return of copies of all correspondence, writings and memoranda, relating to the application of one John Eastall, to be received as a patient for treatment in the General Hospital, at Huntsville, and of all proceedings had and taken to remove him from the Hospital and to commit him as a vagrant.

On motion of Mr. Graham, seconded by Mr. Rickard.

Ordered, That there be laid before this House, a Return of copies of all correspondence, between the Government, or any official thereof, and the President of the Children's Aid Society of Brockville, or any other person or persons in reference to the arrest and imprisonment of certain young lads in 1902, 1903 and 1904.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :

Report on the Inspection of Liquor Licenses for the year 1903. (*Sessional Papers*, No. 44.)

The House then adjourned at 5.05 p.m.

Monday, 14th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Dunlop, the Petition of the Township Council of Wilberforce and North Algoma ; also the Petition of the Township Council of Rolph, Buchanan and Wylie ; also the Petition of the Township Council of Pembroke.

By Mr. Reid, the Petition of the Township Council of Hinchinbrooke.

By Mr. Matheson, the Petition of the Township Council of Elmsley North.

By Mr. Preston (Durham), the Petition of the Township Council of Caven.

By Mr. MacKay, the Petition of the Township Council of Sarawak.

By Mr. Nesbitt, the Petition of the Board of Public School Trustees of the Town of Sturgeon Falls.

The following Petitions were severally read and received :—

Of the Township Council of the United Townships of Head, Clara and Maria ; also, of the Village Council of Elora ; also, of the Township Council of Madoc ; also, of the Township Council of Front of Yonge and Escott ; also, of the Township Council of Goderich ; also, of the Township Council of West Zorra ; also, of the Township Council of South Dumfries ; also, of the Township Council of Brantford ; also, of the Township Council of Tiny, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Toronto ; of the Township Council of Madoc ; also, of the Township Council of Goderich ; also, of the Township Council of Tiny ; also, of the Township Council of South Dumfries ; also, of the Township Council of Brantford, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

The following Bills were severally introduced and read the first time :

Bill (No. 53), intituled “ An Act enabling and directing the Royal College of Dental Surgeons for Ontario to admit John Henry Gorman as a student in his final year.” Mr. Powell.

Referred to the Committee on Private Bills.

Bill (No. 45), intituled “ An Act to incorporate the Current River Power Company.” Mr. Cameron (Huron.)

Referred to the Committee on Private Bills.

Bill (No. 68), intituled “ An Act respecting the Lac Seul, Rat Portage and Keewatin Railway Company.” Mr. Smith (Sault Ste. Marie.)

Referred to the Committee on Railways.

Bill (No. 67), intituled "An Act to empower Owen B. Van Epp to Practice Medicine in the Township of Pelee." Mr. Auld.

Referred to the Committee on Private Bills.

Bill (No. 136), intituled "An Act to amend the law in connection with the Revision of the Assessment Act." Mr. Gibson.

Ordered, That the Bill be read the second time on Wednesday next.

Bill (No. 137), intituled "An Act to amend the Act to provide for the Garnishment of the Salaries of Civil Servants." Mr. Lucas.

Ordered, That the Bill be read the second time on Wednesday next.

The following Bill was read the third time and passed :

Bill (No. 109), To amend Cap. 31, 3 Edw. VII. being an Act respecting Boards of Education in certain Cities.

The House resolved itself into a Committee, severally to consider the following Bills:—

Bill (No. 36), **R**especting the City of St. Catharines.

Bill (No. 12), Respecting the City of London.

Bill (No. 30), To consolidate the Debt of the Village of Stirling.

Bill (No. 6), Respecting the Canadian Casualty and Boiler Insurance Company.

Bill (No. 10), Respecting the Sandwich, Windsor and Amherstburg Railway.

Bill (No. 26), Respecting the Assessment of James Graham, of the City of Belleville.

Bill (No. 37), Respecting the City of Ottawa.

Bill (No. 34), To consolidate the Debt of the Town of Trenton.

Bill (No. 17), Respecting an Agreement between the Grand Trunk Railway of Canada and the Corporation of the Town of Barrie.

Bill (No. 15), Respecting the Hamilton, Grimsby and Beamsville Electric Railway Company.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the several Bills without Amendments.

Ordered, That the Bills reported, be severally read the third time To-morrow.

— .
The following Bills were read the second time :—

Bill (No. 3), Respecting the Town of Orillia.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 28), Respecting the Presbyterian Church of Canada, at Newmarket.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 49), Respecting the Town of Newmarket.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 46), To consolidate the floating Debt of the Town of Wallaceburg.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 50), Respecting the Muskoka Lake Navigation and Hotel Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 59), To consolidate a portion of the debt of the Township of Romney.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 44), To confer certain powers on the Trustees of the Estate of the late John Bacon.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 11), To incorporate the Windsor and Tecumseh Electric Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 64), To confirm a sale by the Corporation of the City of Guelph to His Majesty the King, of certain lands in the City.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 27), Respecting the Windsor, Essex and Lake Shore Rapid Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 42), Respecting the London, Aylmer and North Shore Electric Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 51), Respecting the Town of Collingwood.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 21), To confirm By-law No, 699 of the Township of Cornwa.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 9), To further extend the powers of the Consumers' Gas Company, of Toronto.

Referred to a Committee of the Whole House, To-morrow.

Bill (No. 52), Respecting the Kingston Street Railway.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 56), Respecting the City of Windsor.

Referred to a Committee of the Whole House To-morrow.

On motion of Mr. Whitney, seconded by Mr. Foy.

Ordered, That there be laid before this House, a Return giving copies of all correspondence between any person or official, on behalf of the University of Toronto and any member of the Government, with reference to the construction of a Physical Laboratory for the University. Also, copies of the Statute of the Senate of the University providing for the establishment of a Department of Forestry in the University, together with copies of all correspondence relating to the establishment of such Department.

On motion of Mr. Hanna, seconded by Mr. Matheson.

Ordered, That there be laid before this House, a Return, shewing : 1. The names of the various companies included in the Consolidated Lake Superior Companies, which the Government proposes to aid by the \$2,000,000 guarantee. 2. The names of the secured creditors of each company and the amount of the claim of each and the security held by each 3. The names of the unsecured creditors

of each company and the amount of the claim of each. 4. Shewing what portion of the Algoma Central Railway is already completed, how much partly constructed and what construction work has been done on the part incomplete. 5. Shewing what portion of the road has been operated and what net earnings, if any, it has shewn. 6. The names of the vessels which it is proposed to give the Province as security, with statement shewing what these vessels have earned, net, in the hands of the Companies.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:

Report of the Commissioner of Crown Lands for the year 1903. (*Sessional Papers No. 3.*)

The House then adjourned at 4.10 P.M.

Tuesday, 15th March.

PRAYERS.

3 O'CLOCK P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Latchford, the Petition of the United Townships of Bagot and Blythfield; also, the Petition of the said Township of Raglan.

By Mr. Carnegie, the Petition of the Township Council of Somerville.

By Mr. Caldwell, the Petition of the Township Council of Ramsay.

By Mr. Duff, the Petition of the Township Council of Tosorontio.

By Mr. MacKay, the Petition of the Township of Derby.

By Mr. St. John, the Petition of the Township Council of York.

By Mr. Brown, the Petition of the Township Council of Mornington.

The following Petitions were severally read and received:—

Of Cyrus D. Pinel, of Bowmanville, praying that an Act may pass authorizing him to practice Dental Surgery in Ontario.

Of the Simcoe County Mutual Fire Insurance Company, paying that an Act may pass to wind up the Company ; to validate the assessment for 1902-3 and for other purposes.

Of the County Council of the United Counties of Stormont, Dundas and Glengarry, praying for the repeal of section 68a of the Municipal Act relating to County Councillors.

Of the Town Council of Kingsville ; also, of the Township Council of Rear of Leeds and Lansdowne ; also, of the Town Council of Parkhill ; also, of the Township Council of McGillivray, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the County Council of the United Counties of Stormont, Dundas and Glengarry, praying certain amendments to Jurors' Act, respecting the number of jurors summóned.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Twelfth Report, which was read as follows and adopted :

The Committee have carefully considered the following Bills, and have made certain amendments thereto respectively.

Bill (No. 41), To confirm By-law No. 1,137 of the City of Belleville.

Bill (No. 38), To incorporate the Village of Chatsworth.

Bill (No. 24), Respecting the Town of North Toronto.

The Committee have also amended the preamble to Bill (No. 41), so to make the same conform to the facts as they appear to the Committee.

The Committee recommend that the fees, less the actual cost of printing, be remitted on Bill (No. 60), To incorporate the Wind and Tornado Mutual Insurance Company, the same not having been proceeded with by the promoters thereof.

The Committee also recommend that Rule 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees relative to Private Bills, be extended until and inclusive of the 24th day of March instant.

Mr. Dryden, from the Standing Committee of Railways, presented their Fifth Report, which was read as follows and adopted.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees relative to Private Bills, be further extended until and inclusive of Thursday the 24th day of March instant.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 60), Wind and Tornado Insurance Company.

Ordered, That the time for receiving Reports of Committees on Private Bills, be further extended until and inclusive of Thursday the twenty-fourth day of March instant.

The following Bills were severally introduced and read the first time :

Bill (No. 122), intituled "An Act respecting the Ottawa River Railway Company." Mr. Evanturel.

Referred to the Committee on Railways.

Bill (No. 130), intituled "An Act respecting the Nepigon Railway Company." Mr. Smith (Sault Ste. Marie,)

Referred to the Committee on Railways.

Bill (No. 138), intituled "An Act to regulate the over-crowding of Street Railway Cars." Mr. St. John.

Ordered, That the Bill be read the second time on Thursday next.

The following Bills were severally read the third time and passed:

Bill (No. 26), Respecting the Assessment of James Graham, of the City of Belleville.

Bill (No. 17), Respecting an Agreement between the Grand Trunk Railway of Canada and the Corporation of the Town of Barrie.

Bill (No. 15), Respecting the Hamilton, Grimsby and Beamsville Electric Railway Company.

The Order of the Day for Resuming the Adjourned Debate on the Motion for the Second Reading Bill (No. 70), To amend the Temiskaming and Northern Ontario Railway Act, having been read,

The Debate was resumed.

And after some time, the Motion for the second reading having been again put, was carried, and the Bill was read the second time, and

Referred to a Committee of the Whole House To-morrow.

The following Bill was read the second time :---

Bill (No. 119), To amend the Public Schools Act.

Referred to a Committee of the Whole House To-morrow.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums:

31. To defray the expenses of the Branch Asylum at Mimico....	\$ 78,862 00
32. To defray the expenses of the Asylum for the Insane, Brockville	\$ 87,511 00
33. To defray the expenses of the Asylum for Female Patients, Cobourg.....	\$ 27,109 00
34. To defray the expenses of the Asylum for the Feeble-Minded, Orillia.....	\$ 74,320 00
35. To defray the expenses of the Central Prison, Toronto.....	\$ 64,500 00
36. To defray the expenses of the Reformatory for Boys, Penetanguishene	\$ 28,250 00
37. To defray the expenses of the Institution for the Deaf and Dumb, Belleville.....	\$ 49,306 00

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to several Resolutions; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Entomological Society for the year 1903. (*Sessional Papers No. 19.*)

Also—Report of the Secretary and Registrar of the Province for the year 1903. (*Sessional Papers No. 37.*)

The House then adjourned at 10.15 P.M.

Thursday, 16th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Whitney, the Petition of the Township Council of Mountain.

By Mr. Auld, the Petition of the Township Council of Colchester South.

By Mr. Little, (Norfolk), the Petition of the Township Council of Middleton.

By Mr. Munro, the Petition of the City Council of Woodstock.

By Mr. Downey, the Petition of the Township Council of Puslinch.

By Mr. Jessop, the Petition of William Munro and others, of Thorold.

By Mr. Kribs, the Petition of the Township Council of South Dumfries.

The following Petitions were severally read and received :—

Of the Public School Trustees of the Town of Sturgeon Falls, praying that the Bill before the House respecting Separate Schools in the Town of Sturgeon Falls may not pass.

Of the Township Council of Cavan, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the Township Council of Sarawak ; also, of the Township Council of Hinchinbrooke ; also, of the Township Council of Elmsley North ; also, of the Township Council of Pembroke ; also, of the Township Council of the United Townships of Wilberforce and North Algona ; also, of the Township Council of the United Townships of Rolph, Buchanan and Wylie, severally praying that no amendments may be made to the Municipal Act, respecting the composition of County Councils.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Nineteenth Report, which was read as follows and adopted.

The Committee have carefully examined the following Petitions and find the notices as published in each case sufficient :

Of the Township Council of Mountain, praying that an Act may pass to legalize By-law No. 235, and to authorize the issue of Debentures.

Of the Township Council of Osnabruck, praying that an Act may pass to consolidate the Debt of the municipality.

Of the Township Council of Toronto, praying that an Act may pass to confirm an Agreement with the Toronto and Mimico Railway granting and defining terms of franchise to the Company

Of Cyrus D. Pinel, of Bowmanville, praying that an Act may pass authorizing him to practice Dental Surgery in Ontario.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Twentieth Report, which was read as follows and adopted:

The Committee have carefully examined the Petition of the Simcoe County Mutual Fire Insurance Company, praying that an Act may pass to wind up the Company, to validate the assessment of 1902-3 and for other purposes, and find that notice of the proposed application to this Legislature appeared in the "Ontario Gazette" in its issue of the 27th February last, and the 5th and 12th days of March instant, but that no such notice appeared in any local newspaper.

The Committee have had produced before them an affidavit of the President of the Company, setting forth that a letter containing a copy of the notice was mailed to each of the Policy-holders of the Company.

The Committee, with a view to giving full publicity to the matter, would recommend that one hundred posters be put up in conspicuous places in the

Town of Alliston and the Villages of Bradford, Beeton and Tottenham, and that proof of such posting, having been made, be produced before the Private Bills Committee before the Bill be considered by that Committee.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Twenty-first Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of the Town Council of Toronto Junction, praying that an Act may pass to enable the Corporation to use, or pay the Public School Board for the purpose of erecting or repairing Public School Buildings, certain moneys in the Molson's Bank at Toronto Junction, and to ratify certain by-laws, and find that notice of a proposed application to the Legislature by the Town Council of Toronto Junction was published for a period of six weeks in "The Ontario Gazette." A declaration has been produced before the Committee shewing that the notice has also appeared in six weekly issues of "The Tribune" and in five weekly issues of "The Leader and Recorder," both of which last named papers are published in the Town of Toronto Junction, and that the notice will also appear in the last named paper on the 17th day of March instant, which will complete the full period of six weeks as required by the Rules of this Honourable House.

The Committee find that the Petition, among other things, prays "That all tax sales, up to December 31st, 1902, held by said Corporation, and all deeds issued in pursuance thereof, be ratified and confirmed." This is only alluded to in the notice by the words "and for other purposes," which the Committee do not consider sufficient to indicate what is intended. The Committee also find that the Petition prays that 63 Victoria, Chapter 103, be so amended "as to clearly grant the power to pass By-laws exempting from taxation new industries locating in said Town" without the approval of the electors of said Town being first obtained, and this is only covered in the notice by the words "To amend 63 Victoria, Chapter 103, Section 10 (Ontario)," which the Committee are of the opinion does not indicate clearly the legislation intended.

The Committee recommend that an amended notice, distinctly setting forth the legislation sought, with reference to these two matters be inserted, once in each of the newspapers published in the Town and that one hundred posters, containing a copy of the amended notice, be posted up in conspicuous places in the Town, and that proof of such publication and posting be produced to the satisfaction of the Private Bills Committee before the Bill be considered by that Committee.

The following Bills were severally introduced and read the first time :

Bill (No. 25), intituled "An Act respecting the Township of Mountain."
Mr. Whitney.

Referred to the Committee on Private Bills.

Bill (No. 66), intituled "An Act respecting the Simcoe County Mutual Fire Insurance Company." Mr. Little (Caldwell.)

Referred to the Committee on Private Bills.

Bill (No. 140), intituled "An Act to authorize Cyrus D. Pinel, of Bowmanville, to practice Dental Surgery in Ontario." Mr. Powell.

Referred to the Committee on Private Bills.

Bill No. 126), intituled "An Act respecting the Toronto Suburban Railway Company." Mr. St. John.

Referred to the Committee on Railways.

Bill (No. 48), intituled "An Act to consolidate the floating debt of the Township of Osnabruck." Mr. McCart.

Referred to the Committee on Private Bills.

Bill (No. 69), intituled "An Act respecting the Strathroy and Western Counties Railway Company." Mr. Pettypiece.

Referred to the Committee on Railways.

Bill (No. 127), intituled "An Act respecting the Township of Toronto and the Toronto and Mimico Railway Company." Mr. Smith (Peel.)

Referred to the Committee on Private Bills.

Bill (No. 131), intituled "An Act respecting the Town of Fort William." Mr. Cameron (Fort William.)

Referred to the Committee on Private Bills.

Bill (No. 65), intituled "An Act respecting the Town of Toronto Junction." Mr. St. John.

Referred to the Committee on Private Bills.

Bill (No. 141), intituled "An Act to amend the Factories' Act." Mr. Dryden.
Ordered, That the Bill be read the second time on Friday next.

Bill (No. 142), intituled "The Statute Law Amendment Act, 1904." Mr. Gibson.

Ordered, That the Bill be read the second time on Friday next.

The following Bills were severally read the third time and passed :—

Bill (No. 36), Respecting the City of St. Catharines.

Bill (No. 12), Respecting the City of London.

Bill (No. 30), To consolidate the Debt of the Village of Stirling.

Bill (No. 10), Respecting the Sandwich, Windsor and Amherstburg Railway.

Bill (No. 37), Respecting the City of Ottawa.

Mr. Beck asked the following Question :

1. What is the total estimate of cost and construction and furnishings to complete the Infirmary of London. 2. What is the total amount expended on account of such construction and furnishings to date. 3. What number of patients will the Infirmary accommodate when ready for occupation. 4. How long has the Infirmary been under course of construction. 5. How many patients will the Infirmary now accommodate. 6. Is the construction and furnishing being erected and furnished by tender or private contract. 7. What parts by public and what parts by private contracts.

To which the Commissioner of Public Works replied in the words following :

1. The total cost of construction and furnishing of the Asylum Infirmary at London is \$71,000.

2. The total amount expended on account of such construction and furnishings to date is \$70,021.71, including \$171.46 for outstanding accounts.

3. The Infirmary will accommodate seventy patients.

4. Excavation for the Building was commenced in the latter part of July 1900, much of the work being done by Asylum labour.

5. The Infirmary accommodates seventy patients, and has been occupied since November 1st, 1903.

6. The excavation, masonry, brick work, carpentry and painting was done by day labour. The materials required for same were purchased by tender. The rest of the construction work was done under contract, including slating and galvanized iron work, plastering, electric wiring and fixtures, plumbing, heating and ventilation. The purchases for furnishings were made from manufacturers and dealers in furnishings.

7. All construction, not done by day labour, was done by contract after the furnishings were purchased, as stated.

Mr. Reaume asked the following Question :

1. Is the Government aware of the growing scarcity of Quail and other similar upland game birds in Essex and Kent counties. 2. Is the Government contemplating any step to further preserve such game birds, by shortening the open season, or by other means and if not, why.

To which the Commissioner of Public Works replied, that

1. It has been reported that Quail are becoming scarcer in certain parts of the counties named.

2. If it should appear that the severity of this winter results in so diminishing the number of Quail as to call for greater protection than is afforded by the Game Act, the Government may exercise the power conferred by the Act and prohibit the hunting of Quail during the season of 1904.

Mr. Whitney asked the following Question :

1. Was Mr. William Houston at any time on the staff of, or employed by the "Toronto Globe" while he held the office of School Inspector, which he ceased to hold on the 31st day of December, 1903.

And the Minister of Education replied, that

Mr. William Houston informs me that, as the number of schools assigned to him for inspection and administration was considerably reduced during 1903, by the creation of a separate inspectorate in Port Arthur and Fort William districts, he felt free to do occasional work, outside of office hours, for the "Toronto Globe," but not as a permanent member of the staff.

Mr. Hanna asked the following Question :

Are the Honourable Members of the Legislative Assembly of Ontario, for Port Arthur and North Bruce, or either of them, directly or indirectly interested in the payment of the Debts of the Consolidated Companies, or any of the companies composing same, which the Government proposes to aid by the \$2,000,000 guarantee.

And the Attorney-General replied, that

The gentlemen referred to, state that they are amply secured in any claims which they may have against any of these companies, and are not in any way interested in legislation providing for aid, by way of guaranty, as proposed.

Mr. Preston (Brant), asked the following Question :

1. Is there any provision in the Liquor License Act whereby, in the matter of granting licenses for Hotels situate on or near boundary line between a City and a Municipality situate in a different license district, the consent of the Boards of License Commissioners in both districts affected may be secured.
2. If not, is legislation, on this subject, contemplated,

To which the Provincial Secretary replied in the words following :

There is not at present in the Liquor License Act, any provision for concurrent action between License Boards, having jurisdiction over a city and an adjoining municipality respectively, to control the issuing of licenses situate on or near the boundary line, but the Department has under consideration the matter of some united action between such License Boards, as would prevent the issuing of undesirable licenses adjacent to Cities and large Towns.

Mr. Gamey asked the following Question :

1. Has the Government passed any Order-in-Council, or Regulation, since January 1st, 1904, permitting any Life Insurance Company to issue any debentures, or debenture stock, or in any way to increase their capital stock.
2. If so what is the nature of the Order, or Regulation, respectively.
3. What are the names of the various companies affected.

And the Attorney-General replied, that

An Order-in-Council was passed on the 25th day of January last, consenting to issue of certain debenture stock by the People's Life Insurance Company to the amount of \$250,000. The Order-in-Council was not issued, but a copy of same and other papers, are being brought down under Order of the House of 4th March instant.

On motion of Mr. Little (Cardwell), seconded by Mr. Carnegie,

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Government, or any Official thereof, and any person or persons, regarding the issue of licenses for the use of pound nets on Lake Nipissing.

On motion of Mr. Carnegie, seconded by Mr. Little (Cardwell),

Resolved, That in consideration of the fact, that Agriculture is the chief industry of the Province, this House is of opinion that the Government should take an early opportunity of establishing libraries in farming communities for the dissemination of useful information on agricultural topics.

On motion of Mr. Gallagher, seconded by Mr. Reid.

Ordered, That there be laid before this House, a Return of copies of all correspondence, instructions, memoranda and data between the Government, or any Department thereof, and any person or persons, in respect of and in any way relating to the advisability of building a bridge across Sydenham Lake, and a bridge connecting Howe Island with the main land in the County of Frontenac, since the first day of January, 1901.

On motion of Mr. Nesbitt, seconded by Mr. Reaume.

Ordered, That there be laid before this House, a Return shewing the copyrighted selections and extracts from authors, used in the authorized text-books of the Public Schools, indicating in each case, the pages and the names of the persons, or company, controlling the copyrights.

On motion of Mr. Gamey, seconded by Mr. Hanna.

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Government, or any member or official thereof, and Mr. William Houston, with reference to certain facts damaging to the Government which he, the said Houston, proposed to make public in case his position was not favourably considered, and with reference to his claim for favourable consideration on behalf of the Government.

On motion of Mr. Gamey, seconded by Mr. Hanna,

Ordered, That there be laid before this House, a Return giving the names of Public School Inspectors since 1870, in Ontario. Also, the class of certificates they hold, or held, and shewing as well, the standing which each one obtained

on their respective examinations entitling them to act as inspector of Public Schools.

On motion of Mr. Nesbitt, seconded by Mr. Murphy.

Ordered, That there be laid before this House, a Return of copies of all correspondence and papers, with Reports of Engineers, which have passed between the Government or any Department thereof, with reference to raising the level of Lake Temagami.

The Order of the day for resuming the Adjourned Debate on the Resolution and Amendment—*in re* the Exportation of Natural Gas, having been read.

The Debate was resumed.

And after some time, the Motion and Amendment, having been again read,

Mr. Whitney moved, in amendment to the Amendment, seconded by Mr. Foy,

That the following words be added to the Amendment "into the said United States of America."

And the amendment to the Amendment, having been put, was lost on the following division:

YEAS :

Messieurs.

Barr	Dunlop	Kidd	Pearce
Beatty	Eilber	Lackner	Powell
Beck	Foy	Little (Cardwell)	Preston (Durham.)
Brower	Fox	Lucas	Reaume
Carnegie	Gallagher	Macdiarmid	Reid
Carscallen	Gamey	McLeod	St. John
(Hamilton)	Hanna	Mahaffy	Smyth
Carscallen (Lennox)	Hendrie	Matheson	Sutherland
Clark (Bruce)	Hoyle	Morrison	Tucker
Crawford	Jamieson	Murphy	Whitney
Downey	Jessop	Nesbitt	Willoughby—45
Duff	Joynt		

NAYS :

MESSIEURS.

Anderson	Conmee	Holmes	Richardson
Auld	Currie	James	Rickard
Barber	Davidson	Latchford	Routledge
Bowman	Davis	Lee	Ross
Brown	Dickenson	Little (Norfolk)	Russell
Burt	Dryden	MacKay	Smith
Caldwell	Evanturel	McCart	(Sault Ste. Marie)
Cameron	Gibson	Michaud	Stratton
(Fort William)	Graham	Munro	Taylor
Cameron (Huron)	Gross	Pardo	Thompson
Carr	Guibord	Pense	Truax
Clarke	Harcourt	Pettypiece	Tudhope—48
(Northumberland)	Hislop	Preston (Brant)	

PAIRS.

None.

Mr. Gibson then moved in amendment to the Amendment, seconded by Mr. Harcourt.

That, all the words of the Amendment after the first word "That" therein, be omitted and the following substituted therefor "in no case should any action be taken by the Province in the way of cancelling Licenses of occupation, or forcibly disconnecting transmission pipes across Niagara River without due inquiry and investigation into all the facts and circumstances, either by Committee of this House, or Royal Commission appointed for the purpose, so that due regard may be had to the views and best interests of the people of this Province, whose interests would be principally affected."

And the amendment to the Amendment having been then put, was carried on the following division :

YEAS :

Messieurs.

Anderson	Conmee	Holmes	Richardson
Auld	Currie	James	Rickard
Barber	Davidson	Latchford	Routledge
Bowman	Davis	Lee	Ross
Brown	Dickenson	Little (Norfolk)	Russell
Burt	Dryden	MacKay	Smith
Caldwell	Evanturel	McCart	(Sault Ste. Marie)
Cameron	Gibson	Michaud	Stratton
(Fort William)	Graham	Munro	Taylor
Cameron (Huron)	Gross	Pardo	Thompson
Carr	Guibord	Pense	Truax
Clarke	Harcourt	Pettypiece	Tudhope—48
(Northumberland)	Hislop	Preston (Brant)	

NAYS :

MESSIEURS.

Barr	Dunlop	Kidd	Pearce
Beatty	Eilber	Kribs	Powell
Beck	Foy	Little (Cardwell)	Preston (Durham)
Brower	Fox	Lucas	Reaume
Carnegie	Gallagher	Macdiarmid	Reid
Carscallen	Gamey	McLeod	St. John
(Hamilton)	Hanna	Mahaffy	Smyth
Carscallen (Lennox)	Hendrie	Matheson	Sutherland
Clark (Bruce)	Hoyle	Morrison	Tucker
Crawford	Jamieson	Murphy	Whitney
Downey	Jessop	Nesbitt	Willoughby—45.
Duff	Joynt		

PAIRS.

None.

The Main Motion, as amended, having been then put was carried on the following division :

YEAS :

MESSIEURS.

Anderson	Conmee	Holmes	Richardson
Auld	Currie	James	Rickard
Barber	Davidson	Latchford	Routledge
Bowman	Davis	Lee	Ross
Brown	Dickenson	Little (Norfolk)	Russell
Burt	Dryden	MacKay	Smith
Caldwell	Evanturel	McCart	(Sault Ste. Marie)
Cameron	Gibson	Michaud	Stratton
(Fort William)	Graham	Munro	Taylor
Cameron (Huron)	Gross	Pardo	Thompson
Carr	Guibord	Pense	Truax
Clarke	Harcourt	Pettypiece	Tudhope—48.
(Northumberland)	Hislop	Preston (Brant)	

NAYS :

MESSIEURS.

Barr	Dunlop	Kidd	Pearce
Beatty	Eilber	Lackner	Powell
Beck	Foy	Little (Cardwell)	Preston (Durham)
Brower	Fox	Lucas	Reaume
Carnegie	Gallagher	Macdiarmid	Reid
Carscallen	Gamey	McLeod	St. John
(Hamilton)	Hanna	Mahaffy	Smyth
Carscallen (Lennox)	Hendrie	Matheson	Sutherland
Clark (Bruce)	Hoyle	Morrison	Tucker
Crawford	Jamieson	Murphy	Whitney
Downey	Jessop	Nesbitt	Willoughby—45.
Duff	Joynt		

PAIRS.

None.

And it was

Resolved, That in the opinion of this House the Government of Ontario should at once memorialize the Government of Canada, to prohibit the exportation of natural gas from Ontario into the United States of America, or failing that, to place an equitable export duty upon all natural gas exported. That in no case should any action be taken by the Province in the way of cancelling licenses of occupation or forcibly disconnecting transmission pipes across Niagara River without due inquiry and investigation into all the facts and circumstances, either by Committee of this House, or Royal Commission appointed for the purpose, so that due regard may be had to the views and best interests of the people of this Province whose interests would be principally affected.

The House resolved itself into a Committee, severally to consider the following Bills:

Bill (No. 4), To incorporate the Brantford and Erie Railway Company.

Bill (No. 11), To incorporate the Windsor and Tecumseh Electric Railway Company.

Bill (No. 3), Respecting the Town of Orillia.

Bill (No. 64), To confirm a sale by the Corporation of the City of Guelph to His Majesty the King, of certain lands in the City.

Bill (No. 51), Respecting the Town of Collingwood.

Mr. Speaker resumed the Chair; and Mr. Russell reported, That the Committee had directed him to report the several Bills without Amendment.

Ordered, That the Bills reported, be severally read the third time To-morrow.

The following Bills were severally read the second time:—

Bill (No. 41), To confirm By-law No. 1,137 of the City of Belleville.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 38), To incorporate the Village of Chatsworth.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 24), Respecting the construction of local improvements within the Town of North Toronto

Referred to a Committee of the Whole House To-morrow.

Bill (No. 96), Respecting Assessment in certain Territorial Districts.

Referred to the Municipal Committee.

Bill (No. 104), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 105), To amend the Workmen's Compensation for Injuries Act.

Referred to the Legal Committee.

Bill (No. 106), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 107), To amend the Municipal Act.

Referred to the Municipal Committee.

Bill (No. 118), To amend the Act to make better provisions for keeping and auditing Municipal Accounts.

Referred to the Municipal Committee.

Bill (No. 133), To amend the High Schools Act.

Referred to the Legal Committee.

The Order of the Day for the second reading of Bill (No. 134), To amend the Ontario Game Protection Act, having been read,

Ordered, That the order be discharged, and that the Bill be withdrawn..

The House then adjourned at 10.15 P.M.

PRAYERS.

Thursday, 17th March.

3 O'CLOCK P.M.

Mr. Speaker informed the House,

That the Clerk had received from the Judges appointed to enquire into and report on Estate Bills, their Report in the following case:—

Bill (No. 54), Respecting the Lakeport Cemetery and to incorporate the Lakeport Cemetery Company.

The Report was then read by the Clerk at the Table as follows:—

To the Honourable the Legislative Assembly of the Province of Ontario.

The undersigned, to whom was referred Bill (No. 54), intituled "An Act respecting the Lakeport Cemetery and to incorporate the Lakeport Cemetery Company," have the honour to report that they have perused the Bill and that subject to what is hereafter stated, they are of the opinion that, presuming the allegations of the Bill to be proved to the satisfaction of your Honourable House it is reasonable that the Bill do pass into law, and that, subject as aforesaid, the provisions thereof are proper for carrying its purposes into effect.

The undersigned point out that although it is stated in the Petition that the vesting of the existing cemetery in the proposed Company is to be "subject however, to the rights of persons who at the date of the Act have burial plots laid out and marked off therein, or who have relatives buried therein, or who have otherwise acquired vested rights in any portion of the said lands" and that it desired that "all such plots, graves, and rights so heretofore acquired shall be declared to be vested in the said persons who have acquired the same, respectively," the Bill does not so provide, and, in the opinion of the undersigned, the Bill should be amended so as to contain these provisions.

The undersigned are of the opinion that the latter of these objects would be best met by adding a section to the Bill declaring that the persons referred to shall have the same rights in their respective plots as they would have had if the Company, after its incorporation, had conveyed the plots to them, respectively, under the provisions of the Revised Statute respecting Cemetery Companies, R. S. O., Cap. 213.

The undersigned are further of the opinion that inasmuch as it is proposed by the Bill to vest the lands in the Company, the present owner of the lot, of which the cemetery plot forms part, should be notified of the proposed legislation; and the undersigned recommend that the seventh Section of the Bill be amended by adding, after the word "may" in the first line, the words "subject to the provisions of the Revised Statute respecting Cemetery Companies," to the end that the power of the company to acquire additional lands may be controlled and regulated by Section 29 of the Act.

W. R. MEREDITH.

C.J.C.P.

HUGH MACMAHON,

J. C. P. Div.

Osgoode Hall, March 16th, 1904.

Ordered, That Bill (No. 54), Respecting the Lakeport Cemetery and to incorporate the Lakeport Cemetery Company, be referred to the Committee on Private Bills with instructions to consider the same with reference to the suggestions of the Commissioners of Estate Bills thereon.

Mr. Speaker also informed the House :

That, pursuant to instructions of the House, embraced in a Resolution passed on the eighth day of March instant, an engrossed copy of the Memorial of the House to the Government of Canada, asking aid by way of Subsidy to the Temiskaming and Northern Ontario Railway had been forwarded, by him, in a Registered parcel, by mail, to the Right Honourable Sir Wilfrid Laurier, Premier of Canada, at Ottawa.

The following Petitions were severally brought up and laid upon the Table.

By Mr. Anderson, the Petition of the United Townships of Burleigh and Anstruther.

By Mr. Jessop, the Petition of the Township Council of South Grimsby also, the Petition of the Township Council of Grantham.

By Mr. Taylor, the Petition of the Township Council of Biddulph.

By Mr. Hislop, the Petition of the Township Council of McKillop.

The following Petitions were severally read and received :—

Of the Township Council of York ; also, of the Township Council of the United Townships of Bagot and Blythfield ; also, of the Township Council of Raglan ; also, of the Township Council of Derby ; also, of the Township Council of Tosorontio ; also, of the Township Council of Tornington, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Ramsay, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the Township Council of Somerville, praying that Section 68a of the Municipal Act, be not repealed.

Mr. Harcourt from the Standing Committee on Private Bills presented their Thirteenth Report, which was read as follows and adopted :

The Committee have carefully considered the following Bills and have made certain amendments thereto respectively.

Bill (No. 47), Respecting the Town of Perth, recommitted, and

Bill (No. 40), To confirm By-law No. 519 of the County of Oxford.

The Committee have also amended the Preamble of Bill 47 to make the same conform to the facts as they appear to the Committee.

Mr. Dryden, from the Standing Committee on Railways, presented their Sixth Report, which was read as follows and adopted :—

The Committee have carefully considered Bill (No. 58), To incorporate the Hamilton, London and Lake Erie Railway Company, and find the Preamble thereof not proven, on the ground that legislation in the premises is neither necessary nor expedient.

The Committee recommend that the fees, less the actual cost of printing, be remitted on the Bill.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 58), Hamilton, London and Lake Erie Railway Company.

On the motion of Mr. Gibson, seconded by Mr. Harcourt.

Ordered, That the Petition of Francis H. Clergue and others, of Sault Ste Marie, praying that an Act may pass to incorporate a Company to be called "The Kaministiquia Company," be read and received; it appearing that notice of the application for legislation, as embodied in such Petition has been duly published in the "Ontario Gazette" and a local newspaper pursuant to the Rules of this House in respect of Private Bills; that the Petition be referred to the Standing Committee on Standing Orders, and that the Rules of the House be suspended, so far as may be necessary, in that behalf.

The following Petition was then accordingly read and received :—

Of Francis H. Clergue and others of Sault Ste. Marie, praying that an Act may pass to incorporate the Kaministiquia Company.

The following Bills were severally read the third time and passed :—

Bill (No. 6), Respecting the Canadian Casualty and Boiler Insurance Company.

Bill (No. 34), To consolidate the Debt of the Town of Trenton.

Bill (No. 4), To incorporate the Brantford and Erie Railway Company.

Bill (No. 3), Respecting the Town of Orillia.

Bill (No. 11), To incorporate the Windsor and Tecumseh Electric Railway Company.

Bill (No. 51), Respecting the Town of Collingwood.

The Order of the Day for the House to resolve itself into a Committee to consider a certain proposed Resolution respecting a loan to the Temiskaming and Northern Railway Commission having been read,

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolution, recommends it to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That the Lieutenant-Governor-in-Council may from time to time transfer to the Temiskaming and Northern Ontario Railway Commission, by way of loan out of the Consolidated Revenue Fund, a sum or sums not exceeding, in all, Two Millions of Dollars, and may accept the Bonds of the Commission as security for the repayment of the said loan, with interest at three and one-half *per cent per annum*.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolution as follows :—

Resolved, That the Lieutenant Governor-in-Council may from time to time transfer to the Temiskaming and Northern Ontario Railway Commission, by way of loan out of the Consolidated Revenue Fund, a sum or sums, not exceed-

ing, in all, Two Millions of Dollars, and may accept the Bonds of the Commission as security for the repayment of the said loan, with interest at three and one-half *per cent per annum*.

The Resolution, having been read the second time, was agreed to, and referred to the Committee of the Whole House on Bill (No. 70), To amend the Temiskaming and Northern Ontario Railway Act.

The House resolved itself into a Committee to consider Bill (No. 110), Respecting Houses of Refuge, and after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 120), To amend the Agriculture and Arts Act and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 124), Respecting Weather Insurance, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill, with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 72), Respecting Municipal Taxation, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 6 P.M.

Friday, 18th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Stratton, the Petition of the Township Council of North Monaghan.

By Mr. Preston (Brant), the Petition of the Township Council of Burford.

By Mr. Thompson, the Petition of the Village Council of Waterdown.

The following Petitions were severally read and received:—

Of the Township Council of Colchester South; also, the Petition of the Township Council of Mountain; also, of the Township Council of North Dumfries; also, of the City Council of Woodstock; also, of the Township Council of Middleton, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Puslinch, praying for the stoppage of the export of natural gas from Canada, into the United States.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Fourteenth Report, which was read as follows and adopted:

The Committee have carefully considered the following Bill, and report the same without amendment.

Bill (No. 63), Respecting the Separate Schools in the Town of Sturgeon Falls.

The Committee have also carefully considered the following Bill, and have made certain amendments to the Preamble so as to make the same conform to the facts as they appear to the Committee.

Bill (No. 53), To enable and direct the Royal College of Dental Surgeons for Ontario, to admit John Henry Gorman, as a student in his final year.

Mr. Taylor from the Standing Committee on Agriculture and Colonization presented their First Report, which was read as follows and adopted.

The Committee have carefully considered Bill (No. 85), To amend the Municipal Act respecting the Docking of Horses, and report the same without amendment.

The Committee have also carefully considered Bill (No. 99), To amend the law respecting the Destruction of Noxious Weeds, and have prepared certain amendments to the Bill.

The following Bills were severally introduced and read the first time :

Bill (No. 143), intituled " An Act respecting Conveyancing." Mr. Carscallen (Hamilton.)

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 144), intituled " An Act to amend the Marriage Act." Mr. Reaume.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 145), intituled " An Act to amend the Coroners Act." Mr. Reaume.

Ordered, That the Bill be read the second time on Tuesday next.

Bill (No. 146), intituled " An Act to amend the Act respecting the Education Department." Mr. Harcourt.

Ordered, That the Bill be read the second time on Tuesday next.

The following Bills were severally read the third time and passed :

Bill (No. 64), To confirm a sale by the Corporation of the City of Guelph, to His Majesty the King, of certain lands in the City.

Bill (No. 110), Respecting Houses of Refuge.

Mr. Carscallen (Hamilton), asked the following Question :—

1. What is the total acreage of mining lands sold and leased during the years 1898-'99-1900-'01-'02 and 1903. 2. What is the acreage of such lands sold and leased during each of such years. 3. What amount has been received during each of said years in respect of such sales. 4. What amount remains due, or payable, for such lands in respect of the sales in each year. 5. What proportion of the lands sold during the years aforesaid is worked.

And the Commissioner of Crown Lands replied in the words and figures following :—

1. 334,345 acres sold and leased.
2. 1898—68,440 acres sold and leased.

1899—98,307	“	“
1900—59,099	“	“
1901—40,001	“	“
1902—29,534	“	“
1903—39,964	“	“
3. 1898—\$ 97,963 for sales and leases.

1899— 150,975	“	“
1900— 105,493	“	“
1901— 66,500	“	“
1902— 47,662	“	“
1903— 62,941	“	“

4. Nothing remains due or payable on account of lands sold for mining purposes, as sales are not made until the purchase money is paid in full : as to leased lands, there are no doubt arrears, but leases more than 90 days in arrears for rent are in terms of the Mines Act, forfeited and void, and on due notice in the “ Ontario Gazette ” can be so declared.

5. The Department is not in possession of sufficient information to make an estimate of the proportion of the lands referred to, now actually being worked. The area changes from time to time, and as the Mines Act does not require owners to report their work to the Department until after the expiry of two years at the earliest, it is obvious that the time allowed for doing the work has, as to some of the lands, not yet expired.

Speaking generally, if default is made in the conditions required by the Mines Act, either as to performance of work, or payment of rental, the sales or leases may be cancelled, and the lands awarded to other applicants.

Mr. Reid asked the following Question :

Did the Grand Trunk Railway officials, or the Grand Trunk Pacific officials, in the Spring of 1903, make application to the Government for a land or money grant.

To which the Premier replied, that

The subject of a grant to the Grand Trunk Pacific Railway, was discussed informally on one or two occasions, with Grand Trunk officials, in the Spring of 1903, but no definite application has ever been made.

Mr. Powell asked the following Question :

Is it the intention of the Government to amend Section 3 of the Volunteer Lands Grant Act, extending the time for application thereunder, to those volunteers in service in South Africa, who have not returned.

And the Commissioner of Crown Lands replied, that

The Government have under consideration an extension of time for making applications under section 3, of the Volunteer Land Grants Act and this would include those who were in service in South Africa, but who have not yet returned.

Mr. Smyth asked the following Question :

Was there any dispute between the Crown Lands Department, or any other Department of Government and the Victoria Harbour Lumber Company, regarding the measurement of the timber taken off lots numbers 1, 2, 3, 4 and 5, Concession 1, Township of Dana, during the seasons 1902-1903, and if so, has such dispute been settled and how.

And the Commissioner of Crown Lands replied as follows :

The Agent of the Department having expressed his opinion that the logs cut by the Victoria Harbour Lumber Company, on certain lots in Dana, during 1902-3 were undermeasured, the attention of the Company was called to the matter. The Company claimed their Culler was both competent and honest. It was arranged that a re-measurement should take place before the logs were sawn. None of the logs have yet been sawn.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor: ,

Report of the Bureau of Mines for the year 1903. (*Sessional Papers No. 5.*)

Also—Return to an Order of the House of the Eleventh day of March, instant, for a Return of copies of all correspondence, between the Government, or any official thereof, and the President of the Children's Aid Society of Brockville, or any other person or persons, in reference to the arrest and imprisonment of certain young lads in 1902, 1903 and 1904. (*Sessional Papers No. 81.*)

Mr. Nesbitt moved, seconded by Mr. Murphy,

That in the opinion of this House, the Islands in Lake Temagami should not be sold, but leased, to intending residents, and that only one island should be leased to each person.

Mr. Caldwell moved in amendment, seconded by Mr. Conmee,

That all the words of the Motion after the word "House," be struck out and the following substituted in lieu thereof: "the islands in Lake Temagami being now surveyed, it is premature to bind the Legislature to any policy as to the disposition of the islands before said islands are surveyed, their availability for summer residences determined, and an estimate made of the timber which they contain and other circumstances which might enter into their value, either for the purposes of lease, or sale."

And a Debate having ensued thereon,

Mr. Harcourt moved,

That the Debate be adjourned, which motion was, after some time, by leave of the House, withdrawn.

The Debate on the Main Motion and Amendment was then resumed, whereupon,

Mr. Nesbitt moved,

That this House do now adjourn.

And a Debate having arisen,

And the Motion, after some time, having been put, the same was concurred in unanimously, and Mr. Speaker declared the House adjourned at 5.55 P.M., until Three of the clock on Monday next.

Monday, 21st March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. McCart, the Petition of the Township Council of Osnabruck.

By Mr. Bowman, the Petition of the Township Council of Arran.

By Mr. Barr, the Petition of the Township Council of Melancthon.

By Mr. Pettypiece, the Petition of the Town Council of Forest; also, the Petition of the Village Council of Arkona; also, the Petition of the Township Council of Bosanquet.

By Mr. MacKay, the Petition of the Township Council of St. Vincent; also the Petition of the Town Council of Meaford.

By Mr. Hanna, two Petitions of the Township Council of Moore; also, the Petition of the County Council of Lambton.

By Mr. Dickenson, the Petition of the Township Council of Barton.

By Mr. Brown, two Petitions of the Township Council of Elma.

The following Petitions were severally read and received:—

Of the Township Council of McKillop; also, of the Township Council of South Grimsby; also, of the Township Council of Grantham; also, of the Township Council of the United Townships of Burleigh and Anstruther, severally, praying that no amendments be made to the Municipal Act respecting the composition of County Councils.

Of the Township Council of Biddulph, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

On motion of Mr. Carscallen (Hamilton).

Ordered, That Bill (No. 7), To confirm an agreement between the Water Works Commission of the City of St. Catharines, the Corporation of the City of St. Catharines, and the Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain municipal by-laws relating to the company be recommitted to the standing Committee on Private Bills for further consideration and report.

The House resolved itself into a Committee, severally to consider the following Bills :—

Bill (No. 28), Respecting the Presbyterian Church of Canada, at Newmarket.

Bill (No. 49), Respecting the Town of Newmarket.

Bill (No. 46), To consolidate the floating Debt of the Town of Wallaceburg.

Bill (No. 50), Respecting the Muskoka Lakes Navigation and Hotel Company.

Bill (No. 59), To consolidate a portion of the debt of the Township of Romney.

Bill (No. 44), To confer certain powers on the Trustees of the Estate of the late John Bacon.

Bill (No. 21), To confirm By-law No. 699 of the Township of Cornwall.

Bill (No. 9), To further extend the powers of the Consumers' Gas Company. Toronto.

Bill (No. 52), Respecting the Kingston Street Railway.

Bill (No. 46), Respecting the City of Windsor.

Bill (No. 41), To confirm By-law No. 1,137 of the City of Bellville.

Bill (No. 38), To incorporate the Village of Chatsworth.

Bill (No. 24), Respecting the construction of local improvements within the Town of North Toronto.

Mr. Speaker resumed the Chair; and Mr. Graham reported, That the Committee had directed him to report the several Bills with certain Amendments.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bills reported, be severally read the third time To-morrow.

The following Bills were severally read the second time :

Bill (No. 47), Respecting the Town of Perth.

Referred to the Committee of the whole House To-morrow.

Bill (No. 40), To confirm By-law No. 519 of the County of Oxford.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 63), Respecting the Separate Schools in the Town of Sturgeon Falls.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 53), Enabling and directing the Royal College of Dental Surgeons for Ontario to admit John Henry Gorman as a student in his final year.

Referred to a Committee of the Whole House To-morrow

Mr. Smyth asked the following Question :

1. Who has the license to cut timber on lots 11 and 12, Concession 1 Township of Dana. 2. Did the Government exchange lots 11 and 12, Con. 1, Township of Dana, for certain islands in the Georgian Bay, if so, what islands with their area and estimated amount of timber on each island. 3. What quantity of timber was cut off lots 11 and 12, Con. 1, Township of Dana. 4. Did the Government stop the licensee from cutting any further timber on said lots during the present Winter and if so, what are the reasons for such interference with the licensee.

To which the Commissioner of Crown Lands replied as follows :

1. No license to cut timber on lots 11 and 12, Concession 1, Dana, has been issued.

2. The Hon. Mr. Pardee, when Commissioner of Crown Lands, asked the licensees of the Township Wood and Medora to surrender their licenses over all islands in Lakes Rosseau, Joseph and Muskoka, promising them compensation. The islands were inspected and estimated by Government officers. There are 200 of them, and a Return would be necessary to bring down the whole information. It was considered that four million feet, b.m., of pine would equal their loss, and by authority of Order-in-Council they were permitted to cut that quantity on lots 11 and 12, Concession 1, Dana, subject to paying \$1.25 *per* thousand b.m., dues.

3. Four millions feet b.m.,

4. The company having cut the quantity given them, ceased cutting.

Mr. Smyth asked the following Question :

1. In what year was the Township of Rathbun sold. 2. Has the licensee the right to cut any timber, other than pine. 3. Is the Government aware that the licensee has cut considerable spruce during several years including the present winter in said township. 4. What dues were paid for the said spruce, timber or pulpwood.

And the Commissioner of Crown Lands replied, that

1. The Township of Rathbun was sold on the 18th August, 1897.

2. The Licensees have no right, under the terms of the sale, to cut anything except pine.

3. The Government is not aware that the Licensees have cut considerable spruce timber during several years, including the present winter. Information is to the contrary. A small quantity of spruce is said to have been cut in making necessary roads to haul pine, previous to this winter. Also, that a few large trees have been cut this winter.

4. When the returns of quantity come in, the charge to be made for these few trees will be a matter for consideration.

— — — — —
On the motion of Mr. Pyne, seconded by Mr. St. John.

Ordered, That there be laid before this House, a Return, shewing full particulars of all claims, charges, judgments and priorities chargeable against the Superior Consolidated Companies and the Algoma Central Railway ; the names of all the creditors and the nature and amount of their respective claims, and particulars of all assets on which are based, and subject to which it is the intention of the Government to guarantee the sum of \$2,000,000 to such companies as embodied in the Bill introduced to this House, before the second reading of such Bill.

— — — — —
On motion of Mr. Hanna, seconded by Mr. Brower,

Ordered, That there be laid before this House, a Return shewing : 1. What lands and securities are covered by the Lien of Messieurs James Connée M.P.P., and Charles M. Bowman, M.P.P., against the Algoma Central and Hudson Bay Railway Company, for upwards of \$400,000, dated on or about the 22nd day of September, 1903. 2. Whether the Judgment of James Connée, M.P.P., and Charles M. Bowman, M.P.P., against the Algoma Central and Hudson Bay Railway Company for upwards of \$400,000, and dated on or about the 12th day of October, 1903, is still a charge on the assets of this Company. 3. And shewing the amount of the said Judgment at the present time.

The House then adjourned at 6.10 P.M.

Tuesday, 22nd March.

PRAYERS.

3 O'CLOCK P.M.

The following Petitions were severally brought up and laid upon the table :—

By Mr. Lucas, two Petitions of the Township Council of Artemesia; also two Petitions of the Township Council of Euphrasia.

By Mr. Kribs, the Petition of the Township Council of Waterloo.

By Mr. Pearce, the Petition of the Township Council of Carlow.

The following Petitions were read and received :—

Of the Township Council of North Monaghan, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Burford; also of the Village Council of Waterdown, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Preston (Brant) from the Standing Committee on Standing Orders, presented their Twenty-second Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of Francis H. Clergue and others of Sault Ste. Marie, praying that an Act may pass to incorporate the Kaministiquia Company, and find that the notices as published sufficient.

Mr. Harcourt, from the Standing Committee on Private Bills presented their Fifteenth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills, and have made certain amendments thereto respectively :—

Bill (No. 25), Respecting the Township of Mountain, in the County of Dundas.

Bill (No. 48), To consolidate the Floating Debt of the Township of Osna-bruck,

Bill (No. 67), To empower Owen B. Van Epp to practice Medicine in the Township of Pelee.

Bill (No. 54), Respecting the Lakeport Cemetery, and to incorporate the Lakeport Cemetery Company.

The Committee have also amended the Preambles to Bills 25 and 54, so as to make the same conform to the facts as they appear to the Committee.

The Committee recommend that the fees, less the actual cost of printing, be remitted on (Bill 54), on the ground that the same relates to a charitable Institution.

Mr. Dryden, from the Standing Committee on Railways presented their Seventh Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto respectively :—

Bill (No. 20 , To incorporate the St. Joseph and Stratford Electric Railway Company, and

Bill (No, 68), Respecting the Lac Seul, Rat Portage and Keewatin Railway Company.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 54), Lakeport Cemetery Company.

The following Bills were severally introduced and read a first time :—

Bill (No. 139), intituled “ An Act to incorporate the Kaministiquia Company.” Mr. Cameron (Fort William.)

Referred to the Committee on Private Bills.

Bill (No 148), intituled “ An Act to amend the Act respecting the registration of Instruments relating to Lands.” Mr. Kribs.

Ordered, That the Bill be read the second time on Thursday next.

The following Bills were severally read the third time and passed :

Bill (No. 49), Respecting the Town of Newmarket.

Bill (No. 44), To confer certain powers on the Trustees of the Estate of the late John Bacon.

Bill (No. 41), To confirm By-law No. 1,137 of the City of Belleville.

The Order of the Day for the third reading of of Bill (No. 120), To amend the Agriculture and Arts Act having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee; and, after some time spent therein. Mr. Speaker resumed the Chair; and Mr. Caldwell reported That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time To-morrow.

On motion of Mr. Harcourt, seconded by Mr. Dryden.

Resolved, That this House will, on Thursday next, resolve itself into a Committee of the Whole to consider the following Resolution:—

That subsection 8 of section 86 of The Public Schools Act is amended by striking out “\$5,” in the second line and inserting in lieu thereof “\$6”

That subsection 10 of section 86 of The Public Schools Act is amended by striking out “\$5,” in the first line and inserting in lieu thereof “\$6,” and by striking out the words “a similar sum” in the 5th line and inserting in lieu thereof “\$5.”

On motion of Mr. Ross, seconded by Mr. Gibson.

Resolved, That this House will on Thursday next, resolve itself into a Committee of the Whole to consider the following Resolution:—

That in addition to a special fund amounting to \$225,000 set apart under the Act passed in the 1st year of His Majesty's reign, chaptered 11, the sum of \$150,000 shall be set apart and added to the said special fund and shall be paid out of the Consolidated Revenue fund, for the purpose of encouraging the growth of sugar beets, and the establishment of factories within the Province of Ontario for the manufacture of refined sugar therefrom.

That the payments to be made under section 3 of the said Act shall be made annually during the first five, in lieu of the first three years of the operations of the factories mentioned therein, and shall be at the rate of one-half cent *per* pound for the first two years and one-quarter cent *per* pound for the third year, as mentioned in the said section.

The following Bills were severally read the second time :—

Bill (No. 128), To amend the University Act, 1901.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 125), To amend the Judicature Act.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 135), To amend the Loan Corporations Act.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 141), To amend the Factories Act.

Referred to a Committee of the Whole House To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 72), Respecting Municipal Taxation and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 10 P.M.

Wednesday, 23rd March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Latchford, the Petition of the Township Council of Grattan ; also the Petition of the Township Council of Radcliffe.

By Mr. Carscallen (Lennox), the Petition of the Township Council of Richmond.

By Mr. Eilber, the Petition of the Town Council of Seaforth ; also, the Petition of the Village Council of Hensall.

The following Petitions were severally read and received :—

Of the County Council of Lambton ; also of the Township Council of Bosanquet ; also of the Village Council of Arkona ; also of the Town Council of Forest also, of the Town Council of Meaford ; also, of the Township Council of Moore, also of the Township Council of Elma ; also of the Township Council

of Arran ; also, of the Township Council of Barton, severally praying that no amendments be made to the Municipal Act respecting the composition of County Councils.

Of the Township Council of St. Vincent ; also, of the Township Council of Moore ; also of the Township Council of Elma ; also, of the Township Council of Melanethon, severally praying certain amendments to the Municipal Act respecting the term of office of Municipal Councillors.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Sixteenth Report which was read as follows and adopted.

The Committee have carefully considered the following Bills, and have made certain amendments thereto, respectively :—

Bill (No. 66), Respecting the Simcoe County Mutual Fire Insurance Company.

Bill (No. 7), To confirm an Agreement between the Waterworks Commission of the City of St. Catharines and the Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain municipal by-laws relating to the Company ; re-committed to the Committee.

Bill (No. 65), Respecting the Town of Toronto Junction.

Bill (No. 127), Respecting the Township of Toronto and the Toronto and Mimico Railway Company.

The Committee have also amended the Preambles to Bills 66 and 65 so as to make the same conform to the facts as they appear to the Committee.

Mr. Dryden, from the Standing Committee on Railways, presented their Eighth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto, respectively :—

Bill (No. 22), To incorporate the St. Catharines, Pelham and Welland Electric Railway Company, and

Bill (No. 122), Respecting the Ottawa River Railway Company ;

The Committee have amended the Preambles to the Bills so as to make the same conform with the facts as they appear to the Committee.

The Committee have also amended the Title of Bill (No 122), so that it now reads : "An Act to incorporate the Ottawa River Railway Company."

The following Bills were severally read the third time and passed :—

Bill (No. 77) To amend the Act respecting Religious Institutions.

Bill (No. 28) respecting the Presbyterian Church of Canada, at Newmarket.

Bill (No. 46). To consolidate the floating Debt of the Town of Wallaceburg.

Bill (No. 59). To consolidate a portion of the debt of the Township of Romney.

Bill (No. 21). To confirm By-law No. 699 of the Township of Cornwall.

Bill (No. 52). Respecting the Kingston Street Railway.

Bill (No. 24). Respecting the construction of local improvements within the Town of North Toronto.

Mr. Smyth asked the following Question :

1. What is the distance between the Township of Dana and the nearest point on the Algoma Central Railway. 2. How much of the timber cut on lots numbers 6, 7, 8, 9 and 10, concession 1, of the Township of Dana, was used in constructing bridges, etc., on the Algoma Central Railway. 3. Did the Algoma Central Railway dispose of, or transfer their right to cut logs, etc., on said lots in Township of Dana, and if so, to whom and when.

To which the Commissioner of Crown Lands replied as follows :

1. About 180 miles in a straight line ; 218 by rail.
 2. The Department does not know how much timber, cut on lots 6, 7, 8, 9 and 10, in Concession 1, of Dana, was used in constructing bridges, etc., on the Algoma Central Railway.
 3. No transfer of the right of the Algoma Central Railway to any individual, or company, has been filed in the Department.
-

Mr. Smyth asked the following Question :

1. Did the Government sell part of the grounds, forming part of the Court House and Gaol in the Town of Port Arthur, located at the intersection of the east limit of Algoma Street with the south limit of Cameron Street, during the year 1903. 2. To whom was the sale made and when. 3. What was the price paid. 4. To whom was the Crown Patent issued, and what was the date thereof.

And the Commissioner of Crown Lands replied, that

The Government, by Order-in-Council, granted 100 feet of Reserve "B", fronting on Algoma and Cameron Streets, Port Arthur, to the Roman Catholic Episcopal Corporation of the Diocese of Peterborough, for hospital purposes. The Roman Catholic authorities desired to exchange this 100 feet for 94 feet, along side of their hospital, which had been sold to Mr. James Conmee on the 30th September, 1902. Mr. Conmee surrendered his patent, and a new Patent was issued to the Church authorities for the part next to their hospital, formerly patented to Mr. Conmee, and a Patent was issued to Mr. Conmee for the 100 feet on the corner of Algoma and Cameron Streets, which had been allowed to the Church for hospital purposes. The Church grant was free; Mr. Conmee paid \$600.

Mr. Whitney asked the following Question :

1. Are the fees collected from candidates writing on the High School entrance; Junior leaving; Junior matriculation and Senior leaving examinations, sufficient to cover the cost of examinations, including printing, fees of Examiners and Associate and Presiding Examiners, etc. 2. If not, what sum is, as a rule, paid by the Province to make up the deficiency.

And the Minister of Education replied in the words and figures following :—

The total cost of the various Departmental Examinations in 1903 was \$30,002 86, as will be seen on pages 38-42 of the Public Accounts for that year.

The amount of fees received in 1903 was \$14,441.26, as *per* page xxix. of the Public Accounts; which would show a deficiency of \$15,561.60.

The total expenditure, however, includes the cost of all kinds of examinations under the control of the Department, such as the examinations specially mentioned in the enquiry, and the following as well :

Normal College, Normal School (Toronto, Ottawa, London), County Model Schools, Kindergarten, Parry Sound and Bracebridge Model Schools (setting, printing and supplying examination papers.)

It is rather difficult to approximate the proportion of the time and salaries of the staff, and other expenses, for the four examinations named in the enquiry to arrive at the actual cost of the same.

However, taking the figures given in pretty fair detail in the Public Accounts on the pages mentioned, it may be said that the expense account would stand for the examinations about as follows: Exclusive of salaries of regular staff, whose extra time, when not actually engaged on this work, is available for other duties in the Department.

Approximate cost of High School Entrance, Junior Leaving, Junior Matriculation, and Senior Leaving Examinations for 1903.

Services and expenses of Examiners, including cost of clerical assistance, printing, paper, stationery, record books, forms, express charges, etc.....	\$19,014 00
Less net amount of fees received and deposited with the Hon. Provincial Treasurer <i>per</i> page xxix. of Public Accounts	14,441 26
Deficiency.....	<u>\$4,572 74</u>

It should be borne in mind that the receipts given, are the net amount received as examination revenue, and do not represent the total fees paid by the candidate.

The local School Boards receive a proportion of the candidates' fees to pay the cost of conducting the examinations at the various centres.

Note.—The imposition of fees at the High School Entrance examination is at the discretion of the local authorities under the Act. These fees do not come to the Department.

Mr. Whitney asked the following Question :

Is it the intention of the Government to appropriate any sum towards defraying the expenses of Ontario Exhibitors of live stock at the St. Louis' Exhibition.

To which the Minister of Agriculture replied as follows :—

It is understood that any amounts which should be borne on behalf of Live Stock Exhibitors will be defrayed by the Dominion Government. For this reason, it is not the intention of this Government to set apart any sum for this purpose.

Mr. Whitney asked the following Question :

1. When was Mr. H. J. F. Sissons appointed Master of Titles for the Rainy River District. 2. Is the Government aware that Mr. Sissons is engaged in the practice of the Law, with a partner, at Fort Frances, Ontario. 3. Do the provisions of the Land Titles Act prevent a Master of Titles from practising as a Barrister or Solicitor.

And the Attorney-General replied, that

1. Mr. Henry J. F. Sissons was appointed Local Master of Titles for the South Division of the District of Rainy River on the 26th February, 1904.

2. It is believed that Mr. Sissons is a lawyer and has been engaged in the practice of law at Fort Frances.

3. The provisions of the Land Titles Act do not prevent a local master of titles from practising as a barrister or solicitor.

Mr. Whitney asked the following Question :

What is the exact nature and description of the Securities held by Messieurs Connee and Bowman—Members of this House—referred to by the Attorney-General in his answer to a question appearing in the Votes and Proceedings of the House bearing date March 16th, 1904.

To which the Attorney-General replied, that

The Government has no definite information on this subject, beyond explanations already given in this House.

Mr. Gamey asked the following Question :

What is the total amount bargained for, or promised, to "Saturday Night," for descriptive articles on Provincial Institutions already written, or to be written, this year.

And the Provincial Secretary replied in the words following :

There is no contract between "Saturday Night" and the Department for writing descriptive articles on Provincial Institutions.

Three Institutions were written up and illustrated, for which an allowance of \$150 each was made.

Mr. Gamey asked the following Question :

1. Does the Department of Insurance and Loan Companies examine the assets held by the various Companies obtaining license from that Department, each year. 2. If so, are any such Loan Companies carrying, as assets, large blocks of stock of any Life Insurance Company. 3. Are such Loan Companies, according to their Charter permitted to invest large amounts in such class of securities.

And the Attorney-General replied, that

1. The Department of Insurance examines the assets held by the various companies obtaining licenses from that Department each year. No Statute requires, or contemplates, the examination of the Assets of loan companies.

2. So far as known to the Registrar of Loan Corporations, no loan company is carrying, as assets, large blocks of Stock of any life insurance company.

3. The investment powers of loan companies vary greatly according to the fact whether :

- (a) They are incorporated under the public general Act of the Province ;
- or (b) Are incorporated under the public general Act of the Dominion ;
- or (c) Are incorporated under special Acts of the Dominion.

Under the public general Act of the Province, loan companies can invest to a limited extent in the stock of a life insurance company. Loan companies deriving their powers from the Dominion public general Act, or from the majority of the special Acts recently obtained, can invest in such stock without limitation.

Mr. Mahaffy moved, seconded by Mr. Reid.

That in the opinion of this House, settlers in those portions of the Province mentioned in Orders-in-Council, dated, respectively, October 12th, 1897, and March 9th, 1898, should be allowed in addition to their present privileges, and without the use of dogs, to take, hunt and kill deer for the immediate use of themselves, or their families, for food only and not for the purpose of sale, or traffic, during the months of September and October in each year. That no fee should be charged to settlers for permits, but the local issuers thereof should be paid out of the revenue derived through the administration of the game laws and that provision, by Order in-Council, should be duly made in this behalf.

And a Debate having ensued, the Motion was, by leave of the House, withdrawn.

On motion of Mr. Whitney, seconded by Mr. Foy.

Ordered, That there be laid before this House, a Return giving the nature and description of the Securities held by Messieurs Conmee and Bowman, Members of this House, referred to by the Attorney-General in his answer to a question, as appears by the Votes and Proceedings of the House dated 16th March, 1904.

On motion of Mr. Whitney, seconded by Mr. Foy.

Ordered, That there be laid before this House, a Return of a copy of any Report made by the late J. K. Stewart on an investigation by him into alleged License frauds in Rainy River South in 1901, in which investigation a letter from one H. J. E. Sissons to one Edward Connors was produced or referred to.

The House resolved itself into a Committee to consider Bill (No. 85), To amend the Municipal Act, respecting the Docking of Horses, and after some time, the Committee rose.

The Order of the Day for the second reading of Bill (No. 98), To amend the Public Health Act, having been read.

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The following Bills were severally read the second time :—

Bill (No. 144), To amend the Marriage Act.

Referred to the Legal Committee.

Bill (No. 25), Respecting the Township of Mountain, in the County of Dundas.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 48), To consolidate the floating debt of the Township of Osnabruk.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 57), To empower Owen B. Van Epp to practice Medicine in the Township of Pelee.

Referred to a Committee of the Whose House To-morrow.

Bill (No. 54), Respecting the Lakeport Cemetery, and to incorporate the Lakeport Cemetery Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 20), To incorporate the St. Joseph and Stratford Electric Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 68), Respecting the Lac Seul, Rat Portage and Keewatin Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 145), To amend the Coroners' Act.

Referred to the Legal Committee.

The House resolved itself into a Committee, severally to consider the following Bills :—

Bill (No. 27), Respecting the Windsor, Essex and Lake Shore Rapid Railway Company.

Bill (No. 42), Respecting the London, Aylmer and North Shore Electric Railway Company.

Bill (No. 47), Respecting the Town of Perth.

Bill (No. 63), Respecting the Separate Schools in the Town of Sturgeon Falls.

Bill (No. 53), Enabling and directing the Royal College of Dental Surgeons for Ontario to admit John Henry Gorman as a Student in his final year.

Mr. Speaker resumed the Chair; and Mr. Graham reported, That the Committee had directed him to report the several Bills with certain Amendments.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bills reported, be severally read the third time To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 72), Respecting Municipal Taxation, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 10 P.M.

Thursday, 24th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Hislop, two Petitions of the Township Council of Howick.

By Mr. Guibord, the Petition of the Township Council of Cumberland.

By Mr. Reid, the Petition of the Township Council of the United Townships of Kaladar, Anglesea and Effingham.

By Mr. Tucker, the Petition of the Town Council of Harriston.

By Mr. Jamieson, the Petition of the Township Council of Glenelg.

By Mr. Hoyle, the Petition of Edward H. Herring and others of Mara.

The following Petitions were severally read and received :—

Of the Township Council of Artemesia ; also, of the Township Council of Euphrasia ; also, of the Township Council of Carlow ; also, of the Township Council of Waterloo, severally praying that no amendments may be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Artemesia ; also, of the Township Council of Euphrasia, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Seventeenth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have made certain amendments thereto, respectively :—

Bill (No. 55), To incorporate the Municipality of the Township of Paipoonge.

Bill (No. 39), Respecting the Town of East Toronto.

The Committee recommend that Rule 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees on Private Bills be extended until and inclusive of Tuesday, the 29th day of March instant.

Mr. Dryden, from the Standing Committee on Railways, presented their Ninth Report, which was read as follows and adopted.

The Committee have carefully considered Bill (No. 57), Respecting the Irondale, Bancroft and Ottawa Railway Company and have prepared certain amendments thereto.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees relative to Private Bills be further extended until and inclusive of Tuesday, the 29th day of March instant.

Ordered, That the time for receiving Reports from Committees on Private Bills be further extended until and inclusive of Tuesday, the twenty-ninth day of March instant.

The following Bills were introduced and read the first time :—

Bill (No. 149), intituled "An Act to amend the Division Courts Act." Mr. Gibson.

Ordered, That the Bill be read the second time To-morrow.

Bill (No. 150), intituled "An Act respecting Boards of Education in certain Cities." Mr. Harcourt.

Ordered, That the Bill be read the second time To-morrow.

The following Bills were severally read the third time and passed :—

Bill (No. 63), Respecting the Separate Schools in the Town of Sturgeon Falls.

Bill (No. 53), Enabling and directing the Royal College of Dental Surgeons for Ontario, to admit John Henry Gorman, as a Student in his final year.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That after Monday next Government Business shall take precedence over all other business on each remaining day of the Session, except Private Bills.

The House resolved itself into a Committee to consider Bill (No. 128), To amend the University Act, 1901, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 72), Respecting Municipal Taxation and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

On motion of Mr. Stratton, seconded by Mr. Davis,

Ordered, That the following Members do compose the Select Committee to which was referred Bill (No. 114), To regulate Stationary Engineers :—Messieurs Stratton, Graham, Carscallen (Hamilton), Kribs, Caldwell, Barr, Smith (Peel) and Dickenson.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Bureau of Labour for the year 1903. (*Sessional Papers No. 29.*)

Also—Report upon the Prisons and Reformatories of the Province, for the year ending 30th September, 1903. (*Sessional Papers No. 39.*)

Also—Return to an Address to His Honour, the Lieutenant-Governor, of the fourth day of March, instant, praying that he will cause to be laid before this House, a copy of all Orders-in-Council, authorizing or permitting an increase in the capital stock of the People's Life Insurance Company, during the last two years, together with copies of all correspondence in any way relating thereto. (*Sessional Papers No. 82.*)

The House then adjourned at 10 P.M.

Friday, 25th March.

PRAYERS.

3 O'CLOCK P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Ross, the Petition of the Township Council of Lobo.

By. Mr. Cameron (Huron), the Petition of the Town Council of Wingham.

By Mr. Clark (Bruce), two Petitions of the Township Council of Huron.

By Mr. Fox, the Petition of the Township Council of Carden.

By Mr. Thompson, the Petition of the Township Council of West Flamboro.

The following Petitions were severally read and received:—

Of the Township Council of Richmond; also, of the Township Council of Grattan; also, of the Township Council of Radcliffe; also, of the Town Council of Hensall; also, of the Town Council of Seaforth, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Mr. Harcourt from the Standing Committee on Private Bills, presented their Eighteenth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and have made certain amendments thereto:—

Bill (No. 5), Respecting the City of Toronto.

The Committee recommend that the fees, less the actual cost of printing, be remitted on Bill (No. 140), "To authorize Cyrus D. Pinel to practice Dental Surgery in Ontario," the same having been withdrawn by the promoter thereof.

Mr. Dryden from the Standing Committee on Railways, presented their Tenth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto, respectively:—

Bill (No. 31), Respecting the Toronto Railway Company;

Bill (No. 61), To incorporate the Mount McKay and Kakabeka Falls Railway Company;

Bill (No. 23), Respecting the South-Western Traction Company, and

Bill (No. 130), Respecting the Nepigon Railway Company.

The Committee have amended the Preambles to Bills Nos. 51, 23 and 130 so as to make the same conform with the facts as they were made to appear to the Committee.

Mr. Auld, from the Standing Committee on Printing, presented their Second Report, which was read as follows :—

The Committee recommend that the following Documents be printed :

Report, Crown Lands. (*Sessional Papers No. 3.*)

Report, Bureau of Mines. (*Sessional Papers No. 5.*)

Report, Entomological Society. (*Sessional Papers No. 19.*)

Report, Fairs and Exhibitions. (*Sessional Papers No. 26.*)

Report, Highways. (*Sessional Papers No. 28.*)

Report, Game Commission. (*Sessional Papers No. 30.*)

Report, Provincial Secretary and Registrar. (*Sessional Papers No. 37.*)

Report, Asylums, Lunatic and Idiot. (*Sessional Papers No. 38.*)

Report, Inspector Liquor Licenses (*Sessional Papers No. 44.*)

Report *re* Timber Licenses—(re-considered.) (*Sessional Papers No. 68.*)

Return, Temiskaming and Northern Railway Company, detailed statement of cost. (*Sessional Papers No. 72.*)

The Committee recommend that the following Documents be not printed.

Return *re* salary of Gaoler, County of Ontario. (*Sessional Papers No. 70.*)

Agreement with E. W. Backus, of Minneapolis. (*Sessional Papers No. 71.*)

Return—correspondence *re* Savings Banks in Schools. (*Sessional Papers No. 73.*)

Return—Orders-in-Council *re* payment of Wages of Consolidated Companies' employes at Sault Ste. Marie. (*Sessional Papers No. 74.*)

Return *re* Constable Kelly, Killarney. (*Sessional Papers No. 75.*)

Return *re* Colonization Roads, Lennox and Addington. (*Sessional Papers No. 76.*)

Return *re* William Coats, Registrar of Huron. (*Sessional Papers No. 77.*)

Statement as to distribution of Revised and Sessional Statutes. (*Sessional Papers No. 78.*)

Return of Railway Subsidies—1867 to 1903. (*Sessional Papers No. 79.*)

Return—Saloon and Wholesale Licenses in Cities and Towns. (*Sessional Papers No. 80.*)

Return of correspondence with Children's Aid Society, Brockville. (*Sessional Papers No. 81.*)

The Committee recommend that two thousand copies of a two hundred page book on "Municipal Works" be printed.

Also, that one hundred copies of J. Smyth Carter's "Story of Dundas" be purchased.

Also, that one hundred copies of "University of Toronto Studies" be bound in Library style for members of the Legislature.

The Committee recommend that 1,000 copies of Return of payments *re* construction of Temiskaming Railway, and 1,000 copies of Report No. 1 of Chief Engineer of such Road, be printed.

Resolved, That this House doth concur in the Second Report of the Committee on Printing.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 140), Cyrus D. Pinel.

On the motion of Mr. McCart, seconded by Mr. Routledge,

Ordered, That the Petition of the Township Council of Osnabruck, presented to this House on the 21st day of March, instant, praying for an Act to confirm certain by-laws of the Townships of Osnabruck, Roxborough and Cornwall, providing for a system of drainage affecting the said three townships, and which has within the last few days been matured under the guidance and instructions of the Provincial Referee, be read and received and referred to the

Standing Orders Committee, and that the Rules of the House, in connection therewith, be waived, including the length of time for posting the Bill before consideration by the Private Bills Committee.

The following Petition was then read and received :

Of the Township Council of Osnabruck, praying that an Act may pass to legalize certain assessments and a Report of F. D. McNaughton, together with certain By-laws of Osnabruck, Cornwall and Roxborough.

The following Bill was introduced and read the first time :—

Bill (No. 151), intituled “An Act to amend the Ontario Game Protection Act.” Mr. Gibson.

Ordered, That the Bill be read a second time on Tuesday next.

The following Bills were severally read a third time and passed :—

Bill (No. 50), Respecting the Muskoka Lakes Navigation and Hotel Company.

Bill (No. 9), To further extend the powers of the Consumers' Gas Company, Toronto.

Bill (No. 38), To incorporate the Village of Chatsworth.

Bill (No. 27), Respecting the Windsor, Essex and Lake Shore Rapid Railway Company.

Bill (No. 42), Respecting the London, Aylmer and North Shore Electric Railway Company.

The following Bill was read the third time :—

Bill (No. 47), Respecting the Town of Perth.

Resolved, That the Bill do pass and be intituled “An Act respecting the Town of Perth Electric Lighting System.”

Mr. Powell asked the following Question :

1. What is the total amount of fines and penalties imposed by the Magistrate in the Police Court of the City of Ottawa for offences, under the Criminal Code of Canada, and paid over to the Provincial Treasurer in the years 1901, 1902 and 1903. 2. Are not all such fines and penalties to be returned to the

Municipality which administers the law, under the provisions of Cap. 46 of the Statutes of Canada, 1900. 3. Are these fines and penalties to be returned to the City of Ottawa and if so, when, and if not, why.

And the Attorney-General replied, that

1. The amount of fines and penalties imposed by the Magistrate in the Police Court of the City of Ottawa, for offences under the Criminal Code of Canada, and paid over to the Provincial Treasurer is for the year

1901	\$1,191 50
1902	956 00
1903	912 00

2 and 3. Provision is made for the appropriation of fines, etc., by section 927 of the Criminal Code, the language of which is, however, not quite clear, and there has been some correspondence with the Dominion Government as to amending the enactment in question, meantime it has been deemed advisable to take no final steps in regard to the disposition of such fines.

Mr. Hoyle asked the following Question :

Is it the intention of the Government to introduce legislation, during the current Session, granting financial aid towards the development of the Peat Fuel Industry.

To which the Premier replied in the negative.

Mr. Dunlop asked the following Question :

Of the Honourable Member for South Bruce—Is the Honourable Member for South Bruce—R. E. Truax, Esquire, M.P.P.,—a creditor of the allied Companies of Sault Ste. Marie, or any of them, to whom the Government proposes to guarantee a loan of two millions of dollars.

And the Member for South Bruce replied in the words following :—

The Companies in question named are not, in any way, indebted to me.

On Motion of Mr. Kidd, seconded by Mr. Brower,

Ordered, That there be laid before this House a Return, shewing the names of all persons convicted for violation of any of the provisions of the Liquor

License Act in the County of Carleton during the years 1901, 1902 and 1903, with the amounts of fines and costs imposed in each case respectively and shewing, as well, the particular offence of which they were convicted and dates of conviction.

On Motion of Mr. Jessop, seconded by Mr. Downey.

Ordered, That there be laid before this House a Return, in detail, of all payment made by the Commissioners of the Queen Victoria Niagara Falls Park, for the year 1903.

On Motion of Mr. Matheson, seconded by Mr. Crawford.

Ordered, That there be laid before this House, a Return of copies of papers and all correspondence in connection with the issue of Patent for the south half of lot No. 8 in the 4th concession of the Township of Hutton, in the District of Nipissing.

On Motion of Mr. Hanna, seconded by Mr. Hendrie.

Ordered, That there be laid before this House, a Return shewing the names of the allied industries referred to in section 1 of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway. 2. A copy of the Mortgage referred to in subsection 1 of said section 1. 3. A copy of the Mortgage referred to in subsection 2 of said section 1. 4. A copy of the Promissory Note referred to in subsection 3 of said section 1. 5. A copy of the Stock Certificates of the Stock referred to in subsections 4 and 5 of said section 1. 6. A copy of the Trust Deed, or any draft thereof, referred to in section 2. 7. A copy of the Guaranty referred to in section 3. 8. Shewing what amount is referred to in subsection 3 of section 4. 9. How many Directors are provided for the re-organized Company. 10. A copy of the Deed, or any draft thereof, referred to in subsection 10 of section 4. 11. A copy of the plan of re-organization referred to in subsection 11 of section 4.

The House resolved itself into a Committee, severally to consider the following Bills :—

Bill (No. 40), To confirm By-law No. 519 of the County of Oxford.

Bill (No. 25), Respecting the Township of Mountain in the County of Dundas.

Bill (No. 48), To consolidate the floating debt of the Township of Osnabruck.

Bill (No. 67), To empower Owen B Van Epp to practice medicine in the Township of Pelee.

Bill (No. 54), Respecting the Lakeport Cemetery, and to incorporate the Lakeport Cemetery Company.

Bill (No. 7), To confirm an agreement between the Water Works Commission of the City of St. Catharines, the Corporation of the City of St. Catharines, and the Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain municipal by-laws relating to the company.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported that the Committee had directed him to report the several Bills without Amendments.

Ordered, That the Bills reported, be severally read the third time on Monday next.

The following Bills were severally read the second time:—

Bill (No. 121), To amend the Act respecting Boards of Education in certain Cities.

Referred to the Legal Committee.

Bill (No. 138), To regulate the overcrowding of Street Railway Cars.

Referred to the Legal Committee.

The House then adjourned at 4.50 P.M.

Monday, 28th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Smith (Peel), the Petition of the Town Council of Brampton.

By Mr. Thompson the Petition of the Township Council of East Flamboro'.

The following Petitions were severally read and received :—

Of the Township Council of Howick ; also of the Township Council of the United Townships of Kaladar, Anglesea and Effingham ; also, of the Town Council of Harriston ; also, of the Township Council of Glenelg ; also, of the Township Council of Cumberland, severally praying that no amendments be made to the Municipal Act respecting the composition of County Councils.

Of the Township Council of Howick, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of Edward H. Herring and others of Mara, praying, respecting the route of the James Bay Railway.

Mr. Davis from the Standing Committee on Municipal Law, presented their First Report, which was read as follows and adopted :

The Committee have carefully considered Bills (Nos. 78, 80, 83, 90, 92, 93, 95, 97, 102, 104, 106, 107.) To amend the Municipal Act, and so much thereof as the Committee have approved of, have been embodied in a Bill intituled "The Municipal Amendment Act, 1904."

The Committee have also carefully considered the following Bill, and have made certain amendments thereto :

Bill (No. 118), To amend the Act to make better provision for keeping and auditing Municipal and School Accounts.

The Committee have also carefully considered the following Bill, and report the same without amendment :

Bill (No. 96), Respecting Assessment in certain Territorial Districts.

The following Bill was then introduced and read the first time :—

Bill (No. 152), intituled "The Municipal Amendment Act, 1904." Mr. Davis.

Ordered, That the Bill be read the second time To-morrow.

The following Bills were severally read the third time and passed :—

Bill (No. 25), Respecting the Township of Mountain.

Bill (No. 67), To empower Owen B. Van Epp to practice medicine in the Township of Pelee.

The House resolved itself into a Committee to consider Bill (No. 20). To incorporate the St. Joseph and Stratford Electric Railway Company, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendments.

Ordered, That the Bill be read the third time To-morrow.

— — — — —

The following Bills were severally read a second time :—

Bill (No. 65), Respecting the Town of Toronto Junction.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 127), Respecting the Township of Toronto and the Toronto and Mimico Railway Company,

Referred to a Committee of the Whole House To-morrow.

Bill (No. 22) To incorporate the St. Catharines, Pelham and Welland Electric Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 122), To incorporate the Ottawa River Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 55), To incorporate the Municipality of the Township of Paipoonge.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 39), Respecting the Town of East Toronto.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 57), Respecting the Irondale, Bancroft and Ottawa Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 5). Respecting the City of Toronto.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 31), Respecting the Toronto Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 61), To incorporate the Mount McKay and Kakabeka Falls Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 23), Respecting the South Western Traction Company.
Referred to a Committee of the Whole House To-morrow.

Bill (No. 130), Respecting the Nepigon Railway Company.
Referred to a Committee of the Whole House To-morrow.

Mr. Whitney asked the following Question :

Who are the Capitalists behind, or interested in, or furnishing the capital for scheme for the reorganization of the "Sault" Industries—the names of whom the Premier stated he would give the House.

To which the Premier replied, that

The names of the Capitalists referred to, are not yet in the possession of the Government, but will be given later on.

Mr. Beck asked the following Question :

1. What is the number of licenses issued for fishing in the River Thames and the revenue derived therefrom. 2. What are the names of the Inspectors and Overseers employed or engaged on the river and their respective salaries. 3. How many fish were deposited in the North and South branches of the stream during the past three years and the cost thereof. 4. Is the Government aware that the fish caught in seines in the river are shipped to Buffalo. Why is fishing prohibited in the North branch of the river and not in the South branch.

And the Premier replied in the words and figures following :

1. There were issued for the Thames in 1903, licenses for 19 seines and 35 dip nets, for which a revenue of \$288.50 was received. (The licenses for 1904 have not yet all been issued.

2. J. E. Stephens, \$100 ; Jas. McRitchie, \$75 ; John Crotty, \$75 ; Arthur Corsant, \$50 ; Elisha Brown and Alexander Shaver, without salary.

3. In the North branch of the river there were deposited in 1903, 230 bass at a cost of \$20. In the South branch, or in that part of the river east of London there have been deposited 1,345 bass at a cost of \$140.

4. It is estimated that 95 *per cent.* of all fish caught in Ontario waters, by licensed fishermen, are exported to the United States.

In the north channel, the first deposit of fish was made in 1903 ; there was practically no native stock in the waters, and therefore it was deemed

advisable to prohibit fishing for a period of two years, that the fish might become established. In the river east of London, 1,143 fish were deposited in 1901 and fishing was prohibited in that year between the 15th April and the 15th October. A longer period of protection was not considered necessary, having regard to the increased number of fish placed in this portion of the river, and to the fact that it was understood that the native bass had not been entirely exterminated.

Mr. Carscallen (Hamilton), asked the following Question :

1. What are the names of the several Companies which have established factories, in the Province, for the manufacture of refined sugar, from sugar beets and at what places are such factories established. 2. What is the capital stock of each company and what amount thereof has been paid-up. 3. What is the tonnage of beets used in each year, at each factory, since the establishment thereof. 4. What is the average number of hands employed at each factory and the average rate of wages paid at each factory. 5. What was the amount of refined sugar produced, in each year, by each of such factories. 6. What amount has been paid out of the Consolidated Revenue Fund of the Province, to each of such factories, or companies, in each year, under authority of the Act, 1 Ed. VII. Cap. 11. Is any sum due or payable, by the Province to any of such factories and if so, what amount is due, or payable to each, naming them. 7. What amount has been expended in the establishment of each factory. 8. What amount, if any, is due, or payable, by each factory, or company, for beet supplied, naming them. 9. Have the several companies been able to dispose of their product at remunerative prices or, have they large stocks, on hand, which are not yet disposed of:

To which the Premier replied in the words and figures following :

No. 1.—The Ontario Sugar Company of Berlin,
The Dresden Sugar Company of Dresden,
The Wallaceburg Sugar Company of Wallaceburg,
The Wiarton Beet Sugar Manufacturing Co. of Wiarton.

	Capital Stock.	Amount paid-up.
No. 2.—Ontario Sugar Co.....	\$ 1,000,000	\$397,490 00
Dresden Sugar Co.....	600,000	600,000 00
Wallaceburg Sugar Co.....	500,000	450,200 00
Warton Sugar Co.....	500,000	266,164 26

No. 3.—Ontario Sugar Co.....	33,647 tons.
Dresden.....	25,000 “
Wallaceburg.....	18,000 “
Wiarton.....	19,000 “ (approximately.)

These figures are for the year 1902. Figures for 1903 not obtainable.

No. 4.—Information not obtainable.

No. 5.—From 1st of July 1902 to 1st of July 1903.

Ontario Sugar Co.....	6,063,926 lbs.
Dresden Sugar Co.....	3,763,987 “
Wallaceburg Sugar Co.....	3,606,604 “
Wiarton Sugar Co.....	1,565,000 “

From 1st July 1903 to 1st July 1904.

Ontario Sugar Co.....	7,059,695 lbs.
Dresden Sugar Co.....	2,094,999 “
Wallaceburg Sugar Co.....	4,230,422 “
Wiarton Sugar Co.....	981,000 “

	1902.	1903.
No. 6.—Ontario Sugar Co.....	\$30,319 63	\$35,298 47
Dresden Sugar Co.....	18,819 93	10,474 99
Wallaceburg Sugar Co.....	18,033 02	21,152 11
Wiarton Sugar Co.....	7,825 00	.....

The Bounty to the Wiarton Beet Sugar Mfg. Co. for the year 1903, amounting to \$4,905, has not been paid.

No. 7.—Information not obtainable.

No. 8.—Information not obtainable.

No. 9.—Information not obtainable.

Mr. Brower asked the following Question :—

1. Does the Government allow any party, or parties, in the Province, holding pound net license, and using Gill nets, to use the Gill net with tug boats.
2. Does the Government allow any party, or parties, holding Gill net license to use tug boats in fishing and if so, where and how long.
3. Is it the intention of the Government to allow any party, or parties, getting Gill net license to use them with the tug boats and, if so, where.

And the Premier replied as follows :

1. Yes.

2. Yes ; Lake Ontario, Lake Erie, Lake Huron, Georgian Bay, Lake Superior and Lake Nipissing ; for the year, except during the close seasons.

3. Applications are being constantly received, and granted or refused, each application being considered separately, having regard to the particular locality for which it is made.

Mr. Smyth asked the following Question :

1. Did the Algoma Central Railway Company, or anyone in their behalf, cut any timber or saw logs on lots 6, 7, 8, 9 and 10, Concession 1, Township of Dana. 2. How much did the Company, or their representatives, pay as dues for timber so cut, and was any bonus paid for the timber or logs, so cut.

To which the Commissioner of Crown Lands replied in the words following :

A reference to page 343 of the Journals of last Session will show the amount of dues and bonus paid by the Algoma Central Railway Company on timber cut on lots 6, 7, 8, 9, and 10, in Con. 1, Dana.

Mr. Gamey asked the following Question :

1. What three Provincial Institutions were written-up in "Toronto Saturday Night" for which \$450 were paid, or agreed to be paid for, by the Province. 2. What arrangement did the Honourable the Provincial Secretary refer to when he stated to the House that there were, or would be, six articles published, descriptive of certain Provincial Institutions, at a total cost of \$900. 3. Is it the intention of the Government to have published, any further articles in any papers descriptive of Public Institutions. 4. Was there any arrangement, verbal, or otherwise, for six articles, or any number of articles, with "Toronto Saturday Night," or any other paper, for articles descriptive of Public Institutions and if so, which Institutions. 5. Was there any arrangement, or understanding, that the sum of \$2,000 should be paid to "Toronto Saturday Night," for a series of articles descriptive of Provincial Institutions.

And the Provincial Secretary replied as follows :—

1. The Mercer Reformatory and Refuge for Girls, Toronto.

The Asylum for the Insane, Toronto.

The Central Prison, Toronto.

2 It was the design of the Department, by means of interesting illustrated articles, to enlist the sympathy and co-operation of philanthropically disposed persons with the important work that is being carried out in our Public Institutions. As an experiment in this direction, three such articles appeared in a non-party journal, and \$150 was allowed for each article.

3. The Department has not decided on any action.

4. The answer to this question is involved in answer No. 5.

5. There is no arrangement or agreement for further articles in "Toronto Saturday Night," or any other paper. That is a matter for future consideration.

Mr. Smyth asked the following Question:

1. What was the date of the Crown Land Patent in Port Arthur of 94 feet on Algoma Street by 200 feet next to the Hospital. 2. What was the consideration paid to the Crown by James Conmee. 3. Was the sale by private contract or public sale, or after asking for public tender. 4. Was Mr. Conmee a member of the House at the time of sale.

And the Commissioner of Crown Lands replied, that

1. The date of the Patent to the Roman Catholic Episcopal Diocese of Peterborough for the 94 feet next to the hospital was Sept. 15th. 1903. This lot had been previously sold to Mr. James Conmee on the 30th Sept. 1902 and patent issued to him on the 9th Oct. 1902. At the request of the Sisters in charge of the Hospital, Mr. Conmee exchanged this lot, which was next the Hospital, and took the 100 feet at the corner of Algoma and Cameron Streets, which they had received as a free grant. Mr. Conmee surrendered his Patent for the 94 feet, and it went to the Hospital as already stated.

2. Mr. Conmee paid \$600.

3. The sale was made under authority of the Public Lands Act and regulations thereunder.

4. Yes.

Mr. Nesbitt moved, seconded by Mr. Smyth,

That in the opinion of this House, no Subsidy in land or cash, shall be hereafter granted to any railway, steam or electric, except upon the express condition that the passenger rate upon such road shall not exceed, at any time, two cents *per mile*.

Mr. Preston (Brant) moved in Amendment, seconded by Mr. Auld.

That all the words in the motion after the word "House" in the first line thereof, be omitted, and the following substituted therefor:

"in settling the terms and conditions of grants to Railways of Subsidies in land and cash, while pursuing the policy hitherto adopted of insisting upon specially favourable terms as applicable to settlers and colonists and their effects every effort should be made to secure a two cents *per mile* rate where the imposition of such a condition would be reasonable and practicable, having regard to the earning powers of the railways concerned; the cost of construction and all other circumstances connected with each case."

And a Debate having ensued thereon,

And the House having continued to sit until Twelve of the Clock, Midnight.

TUESDAY, MARCH, 29th, 1904.

The Debate was continued.

And, after some time, the Amendment having been put, was carried on the following division :

YEAS :

Messieurs

Anderson	Davis	Little (Norfolk)	Routledge
Auld	Dickenson	MacKay	Ross
Bowman	Dryden	McCart	Russell
Brown	Evanturel	Michaud	Smith (Peel)
Burt	Gibson	Munro	Smith
Cameron (Huron)	Graham	Pardo	(Sault Ste. Marie).
Carr	Gross	Pense	Stock
Clarke	Guibord	Pettypiece	Stratton
(Northumberland)	Harcourt	Preston (Brant	Taylor
Connec	Hislop	Richardson	Thompson
Currie	Holmes	Rickard	Truax—44.
Davidson	James		

NAYS :

Messieurs

Barr	Foy	Kribs	Preston (Durham)
Beatty	Fox	Little (Cardwell)	Pyne
Brower	Gallagher	Lucas	Reaume
Carnegie	Gamey	Macdiarmid	Reid
Carscallen (Lennox)	Hanna	McLeod	St. John
Clark (Bruce)	Hendrie	Mahaffy	Smyth
Crawford	Hoyle	Matheson	Sutherland
Downey	Jessop	Morrison	Tucker
Duff	Joynt	Nesbitt	Whitney
Dunlop	Kidd	Pearce	Willoughby—41.
Eilber			

PAIRS.

Latchford.....Murphy,
Barber.....Jamieson.

The Main Motion, as amended, having been then put, was carried on the following division :

YEAS :

Messieurs

Anderson	Davis	Little (Norfolk)	Routledge
Auld	Dickenson	MacKay	Ross
Bowman	Dryden	McCart	Russell
Brown	Evanturel	Michaud	Smith (Peel)
Burt	Gibson	Munro	Smith
Cameron (Huron)	Graham	Pardo	(Sault Ste. Marie)
Carr	Gross	Pense	Stock
Clarke	Guibord	Pettypiece	Stratton
(Northumberland)	Harcourt	Preston (Brant)	Taylor
Conmee	Hislop	Richardson	Thompson
Currie	Holmes	Rickard	Truax—44.
Davidson	James		

NAYS :

Messieurs

Barr	Foy	Kribs	Preston (Durham)
Beatty	Fox	Little (Cardwell)	Pyne
Brower	Gallagher	Lucas	Reaume
Carnegie	Gamey	Macdiarmid	Reid
Carscallen (Lennox)	Hanna	McLeod	St. John
Clark (Bruce)	Hendrie	Mahaffy	Smyth
Crawford	Hoyle	Matheson	Sutherland
Downey	Jessop	Morrison	Tucker
Duff	Joynt	Nesbitt	Whitney
Dunlop	Kidd	Pearce	Willoughby—41.
Eilber			

PAIRS.

Latchford.....Murphy

Barber.....Jamieson,

And it was

Resolved, That in the opinion of this House, in settling the terms and conditions of grants to Railways of Subsidies, in land and cash, while pursuing the policy hitherto adopted, of insisting upon specially favourable terms as applicable to settlers and colonists and their effects, every effort should be made to secure a two cents *per* mile rate where the imposition of such a condition would be reasonable and practicable, having regard to the earning powers of the railways concerned ; the cost of construction and all other circumstances connected with each case.

The House then adjourned at 8.20 A.M.

Tuesday, 29th March.

PRAYERS.

3 O'CLOCK, P.M

The following Petitions were severally read and received :—

Of the Township Council of Lobo; also, of the Township Council of Carden; also, of the Township Council of Huron; also, of the Town Council of Wingham; also, of the Township Council of West Flamboro, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Huron, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Dryden, from the Standing Committee on Railways, presented their Eleventh Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto respectively :—

Bill (No. 62), Respecting the Hantilton Radial Electric Railway Company, and

Bill (No. 18), To incorporate the North Midland Railway Company.

The Committee have amended the Preambles to the Bills so as to make the same conform with the facts as they were made to appear to the Committee.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees relative to Private Bills, be further extended until and inclusive of Wednesday, the thirtieth day of March instant.

Ordered, That the time for receiving Reports of Committees on Private Bills be further extended until, and inclusive of Wednesday, the thirtieth day of March instant.

The following Bill was read the third time and passed :—

Bill (No. 124), Respecting Weather Insurance.

The Order of the Day for the House to resolve itself into a Committee to consider a certain proposed Resolution respecting an increase in the salaries of Public School Inspectors having been read,

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolution, recommends it to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That subsection 8 of section 86 of "The Public Schools Act" is amended by striking out "\$5," in the second line and inserting in lieu thereof "\$6,"

That subsection 10 of section 86 of "The Public Schools Act" is amended by striking out "\$5," in the first line and inserting in lieu thereof "6," and by striking out the words "a similar sum" in the 5th line and inserting in lieu thereof "\$5."

Mr. Speaker resumed the chair; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolution as follows:—

Resolved, That subsection 8 of section 86 of "The Public Schools Act" is amended by striking out "\$5," in the second line and inserting in lieu thereof "\$6."

That subsection 10 of section 86 of "The Public Schools Act" is amended by striking out "\$5," in the first line and inserting in lieu thereof "6," and by striking out the words "a similar sum" in the fifth line and inserting in lieu thereof "\$5."

The Resolution having been read the second time, was agreed to, and referred to the Committee of the Whole House on Bill (No. 119), To amend the Public Schools Act.

The House resolved itself into a Committee to consider Bill (No. 115), To amend the General Road Companies' Act and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 119), To amend the Public Schools Act and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 125), To amend the Judicature Act, and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to Consider Bill (No. 135), To amend the Loan Corporations Act, and after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The following Bill was read the second time :—

Bill (No. 150), Respecting Boards of Education in certain Cities.

Referred to a Committee of the Whole House To-morrow.

The Order of the Day for the second reading of Bill (No. 132), Respecting County Councils, having been read,

Mr. Davis moved,

That the Bill be now read the second time.

Mr. Tucker moved in Amendment, seconded by Mr. Hanna,

That all the words of the Motion, after the word "That" be struck out and the following substituted "the Bill be not now read the second time, but be read the second time on this day three months."

And a Debate having arisen thereon, it was

Ordered, That the Debate be adjourned until To-morrow.

Mr. Ross delivered to Mr. Speaker a Message from the Lieutenant-Governor, signed by himself; and the said Message was read by Mr. Speaker, and is as follows:—

WM. MORTIMER CLARK.

The Lieutenant-Governor transmits Estimates of certain further sums required for the service of the Province, until the Estimates for year 1904 are finally passed, and recommends them to the Legislative Assembly.

GOVERNMENT HOUSE,

Toronto, March 18th, 1904.

(*Sessional Papers No. 2.*)

Ordered, That the Message of the Lieutenant-Governor, together with the Estimates accompanying same, be referred to the Committee of Supply.

The House, according to Order, then again resolved itself into the Committee,

(*In the Committee.*)

Resolved, That a sum not exceeding Four hundred thousand dollars (\$400,000) be granted to His Majesty to defray the expenses of the Civil Government, and for other purposes (as mentioned in the statement accompanying the Message of the Lieutenant-Governor to this House), and from the 1st day of January, 1904, to the passing of the Appropriation Act for the year 1904. Such expenditures to be confined to the ordinary necessary payments to the different services to which they respectively relate, and a detailed statement of such expenditures to be laid before the House before the second reading of the Appropriation Act of 1904, and the details of the said several services to be included in the detailed Estimates to be brought down to this House, as though this Resolution has not passed.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to a Resolution; also, that the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received forthwith.

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Caldwell from the Committee of Supply, reported a Resolution which was read as follows:—

Resolved, That a sum not exceeding Four hundred thousand dollars (\$400,000), be granted to His Majesty to defray the expenses of the Civil Government and for other purposes (as mentioned in the statement accompanying the Message of the Lieutenant-Governor of this House), from the first day of January, 1904, to the passing of the Appropriation Act for the year 1904. Such expenditures to be confined to the ordinary necessary payments for the different services to which they respectively relate, and a detailed statement of such expenditures to be laid before the House, before the second reading of the Appropriation Act of 1904, and the details of the said several services to be included in the detailed Estimates, to be brought down to this House, as though this Resolution had not passed.

The Resolution having been read the second time, was agreed to.

The House, according to Order, then again resolved itself into the Committee of Ways and Means

(In the Committee.)

Resolved, That there be granted out of the Consolidated Revenue Fund of this Province a sum not exceeding Four hundred thousand dollars (\$400,000) to meet the Supply to that extent granted to His Majesty.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, that the Committee had come to a Resolution; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received forthwith.

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Caldwell from the Committee on Ways and Means, reported a Resolution, which was read as follows:—

Resolved, That there be granted out of the Consolidated Revenue Fund of this Province a sum not exceeding Four hundred thousand dollars (\$400,000), to meet the Supply to that extent granted to His Majesty.

The Resolution having been read a second time, was agreed to.

Mr. Stratton presented to the House :

Return to an order of the House, of the twenty-fifth day of March, instant, for a Return shewing the names of all persons convicted for violation of any of the provisions of the Liquor License Act in the County of Carleton during the years 1901, 1902 and 1903, with the amounts of fines and costs imposed in each case respectively and shewing, as well, the particular offence of which they were convicted and dates of conviction. (*Sessional Papers No. 83.*)

Also—Return to an Order of the House, of the twenty-fifth day of March, instant for a Return, in detail of all payment made by the Commissioners of the Queen Victoria Niagara Falls Park, for the year 1903. (*Sessional Papers No 84.*)

The House then adjourned at 5.50 P.M.

Wednesday, 30th March.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Stock, the Petition of the Township Council of South Easthope.

By Mr. Truax, the Petition of the Township Council of Kinloss ; also, the Petition of the Township Council of Culross ; also, the Township Council of Carrick ; also, the Petition of the County Council of Bruce.

By Mr. Hoyle, the Petition of the Township Council of Thorah.

By Mr. Rickard, the Petition of the Township Council of Clarke.

By Mr. Little (Norfolk), the Petition of the Town Council of Simcoe.

By Mr. Carnegie, the Petition of the Township Council of the United Townships of Laxton, Digby and Langford.

The following Petitions were severally read and received :—

Of the Town Council of Brampton ; also, of the Township Council of East Flamboro', severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Mr. Preston (Brant), from the Standing Committee on Standing Orders, presented their Twenty-third Report, which was read as follows and adopted.

The Committee have carefully examined the Petition of the Township Council of Osnabruck, praying that an Act may pass to legalize certain assessments and a Report of F. D. McNaughton, together with certain By-laws of the Townships of Osnabruck, Cornwall and Roxborough, and find the notices as published sufficient.

Mr. Dryden, from the Standing Committee on Railways, presented their Twelfth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bills and have prepared certain amendments thereto respectively :—

Bill (No. 14), Respecting the Thunder Bay, Nepigon and St Joe Railway Company, and

Bill (No. 126), Respecting the Toronto Suburban Railway Company.

The Committee have amended the Preambles to the Bills, so as to make the same conform with facts as they appear to the Committee.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees relative to Private Bills, be further extended until and inclusive of Wednesday, the Sixth day of April next.

Ordered, That the time for receiving Reports of Committees on Private Bills, be further extended until and inclusive of Wednesday, the Sixth day of April next.

The following Bill was introduced and read the first time :—

Bill (No. 147), intituled “An Act respecting certain By-laws concerning Drainage in the Townships of Osnabruck and Cornwall.” Mr. McCart.

Referred to the Committee on Private Bills.

The following Bills were severally read the third time and passed :—

Bill (No. 48), To consolidate the floating debt of the Township of Osnabruck.

Bill (No. 54), Respecting the Lakeport Cemetery and to incorporate the Lakeport Cemetery Company.

Bill (No. 20), To incorporate the St. Joseph and Stratford Electric Railway Company.

The following Bills were severally read the second time :—

Bill (No. 149) To amend the Division Courts Act.

Referred to a Committee of the Whole House on Tuesday next.

Bill (No. 151), To amend the Ontario Game Protection Act.

Referred to a Committee of the Whole House on Tuesday next.

Bill (No. 66), Respecting the Simcoe County Mutual Fire Insurance Company.

Referred to a Committee of the Whole House on Tuesday next.

Bill (No. 62) Respecting the Hamilton Radial Electric Railway Company

Referred to a Committee of the Whole House on Tuesday next.

Bill (No. 18), To incorporate the North Midland Railway Company.

Referred to a Committee of the Whole House on Tuesday next.

The House resolved itself into a Committee to consider Bill (No. 150), Respecting Boards of Education in certain Cities, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Russell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered. That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered. That the Bill be read the third time on Tuesday next.

The House resolved itself into a Committee to consider Bill (No. 141), To amend the Factories Act and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved. That the Committee have leave to sit again on Tuesday next.

The Order of the Day for resuming the Adjourned Debate on the motion for the Second Reading of Bill (No. 132), Respecting County Councils, and the proposed Amendment thereto, having been read,

The Debate was resumed.

And after some time, it was

Ordered, That the Debate be further adjourned until Tuesday next.

The House resolved itself into a Committee, severally to consider the following Bills :—

Bill (No. 13), Respecting the Town of Peterborough.

Bill (No. 68), Respecting the Lac Seul, Rat Portage and Keewatin Railway Company.

Bill (No. 127), Respecting the Township of Toronto and the Toronto and Mimico Railway Company.

Bill (No. 22), To incorporate the St. Catharines, Pelham and Welland Electric Railway Company.

Bill (No. 55), To incorporate the Municipality of the Township of Paipoonge

Bill (No. 39), Respecting the Town of East Toronto.

Bill (No. 57), Respecting the Irondale, Bancroft and Ottawa Railway Company.

Bill (No. 5), Respecting the City of Toronto.

Bill (No. 31), Respecting the Toronto Railway Company.

Bill (No. 130), Respecting the Nepigon Railway Company.

Mr. Speaker resumed the Chair, and Mr. Caldwell reported, That the Committee had directed him to report the several Bills with certain amendments.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bills reported, be severally read the third time on Tuesday next.

The Order of the Day for resuming the adjourned Debate on the Motion for the second reading of Bill (No. 89), To amend the Assessment Act, having been read,

The Debate was resumed.

And, after some time, the Motion for the second reading, having been again put, was carried.

The Bill was then read the second time.

Mr. Ross then moved, seconded by Mr. Gibson,

That the Bill be referred to a select Committee to be composed as follows:—Messieurs Dryden, Pettypiece, Stock, Cameron (Huron), Davidson, Pense, Preston (Brant), Hoyle, Carscallen (Hamilton), Duff, Tucker, Smith (Sault Ste. Marie), and Clark (Bruce.)

Mr. Hanna moved in Amendment, seconded by Mr. Tucker.

That all the words of the Motion after the word “to” be struck out and the following substituted therefor “the Committee of the Whole House.”

Whereupon, a Point of Order being raised as to whether, or not, the Amendment was in Order,

Mr. Speaker, after consideration, said, that in view of the fact that the practice had generally obtained of sending Bills in the hands of Private Members to Standing, or Select Committees, and considering, as well, the arguments used in favour of the Amendment, he had some hesitancy in giving an off-hand decision upon so important a point of dispute and expressed himself as of the opinion that the matter had better be left in abeyance until the next Sitting of House when—during the Recess—having consulted the authorities, he could rule in accordance therewith. And this being concurred in, the incident closed, *pro tem.*

On motion of Mr. Ross, seconded by Mr. Gibson.

Resolved, That when this House adjourns To-day, it do stand adjourned until Three of the Clock on Tuesday next, the Fifth day of April.

The House resolved itself into a Committee to consider Bill (No. 99), To amend the law respecting the destruction of Noxious Weeds, and, after some

time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time on Tuesday next.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:—

Report of the Ontario Agricultural College and Experimental Farm, for the year 1903. (*Sessional Papers No. 14.*)

Also—Reports on the Hospitals and Charities of the Province for the year ending 30th September, 1903. (*Sessional Papers. No. 40.*)

The House then adjourned at 11.30 P.M.

Tuesday, 5th April.

PRAYERS.

3 O'CLOCK, P.M

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Graham, the Petition of the Township Council of McNab.

By Mr. Preston (Brant), the Petition of the County Council of Brant.

By Mr. Little (Norfolk), the Petition of the Township Council of Innisfil.

By Mr. Pearce, the Petition of the Township Council of Limerick; also, the Petition of the Township Council of Faraday.

By Mr. Gross, two Petitions of the Township Council of Crowland.

By Mr. Pettypiece, two Petitions of the Township Council of Enniskillen.

The following Petitions were severally read and received:—

Of the County Council of Bruce, praying that no amendments be made to the Assessment Act, respecting the collection of arrears of taxes.

Of the Township Council of South Easthope; also, of the Township Council of Kinloss; also, of the Township Council of Thorah; also, of the Township Council of Clarke; also, of the Town Council of Simcoe, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Culross; also, of the Township Council of Carrick; also, of the Township Council of the United Townships of Laxton, Digby and Langford, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

The following Bills were severally introduced and read the first time:—

Bill (No. 153), intituled “An Act respecting Justices of the Peace.” Mr. Gibson.

Ordered, That the Bill be read a second time To-morrow.

Bill (No. 154), intituled “An Act respecting the encouragement of the Sugar Beet Industry.” Mr. Ross.

Ordered, That the Bill be read the second time To-morrow,

Bill (No. 155), intituled “An Act to amend the Supplementary Revenue Act, 1899.” Mr. Ross.

Ordered, That the Bill be read the second time To-morrow.

Bill (No. 156), intituled “An Act to amend the Elections Act.” Mr. Gibson.

Ordered, That the Bill be read the second time To-morrow.

The following Bills were severally read the third time and passed:—

Bill (No. 120), To amend the Agriculture and Arts Act.

Bill (No. 68), Respecting the Lac Seul, Rat Portage and Keewatin Railway Company.

Bill (No. 127), Respecting the Township of Toronto and the Toronto and Mimico Railway Company.

Bill (No. 5), Respecting the City of Toronto

Bill (No. 130), Respecting the Nepigon Railway Company.

Bill (No. 99), To amend the law respecting the destruction of Noxious Weeds.

The Order of the Day for the third reading of Bill (No. 150), Respecting Boards and Education in certain Cities, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee : and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time To-morrow.

On motion of Mr. Gibson, seconded by Mr. Dryden,

Resolved, That this House will on To-morrow resolve itself into a Committee of the Whole to consider the following Resolutions :—

That Section 5 of the Act respecting Returns of Convictions and fines by Justices of the Peace is repealed, and the following is substituted therefor :—

5. The Clerk of the Peace to whom such Returns are made, shall, within two weeks after the time hereby limited for the making of the Returns, post up in the Court House and also in a conspicuous place in his office for public inspection a schedule of the Returns so made by the Justices and the same shall continue to be so posted and exhibited for a period of three months, and for every schedule so made and exhibited by the Clerk of the Peace he shall be allowed in his accounts with the County a fee of \$4, which shall be paid by the Treasurer of the County .

That Section 39 of the Ontario Land Surveyors' Act is amended by inserting therein the following item :—

4. (a) By each candidate for the preliminary examination, on presenting himself for examination, \$10.00.

The following Bills were severally read the second time :—

Bill (No. 136), To amend the law in connection with the revision of the Assessment Act.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 142, The Statute Law Amendment Act, 1904.

Referred to a Committee of the Whole House To-morrow.

The House resolved itself into a Committee to consider Bill (No. 151), To amend the Ontario Game Protection Act and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report to Bill without any amendment.

Ordered, That the Bill be read the third time To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 72), Respecting Municipal Taxation, and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, that the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Ross presented to the House, by command of His Honour the Lieutenant-Governor :

Report of the Department of Fisheries for the year 1903, (*Sessional Papers No. 31.*)

The House then adjourned at 10.45 P.M.

Wednesday, 6th April.

PRAYERS.

3 O'CLOCK, P.M.

The following Petition was brought up and laid upon the Table :—

By Mr. Thompson, the Petition of the Village Council of Waterdown.

Mr. Dryden, from the Standing Committee on Railways, presented their Thirteenth Report, which was read as follows and adopted.

The Committee have carefully considered Bill (No. 79), Respecting the Strathroy and Western Counties Railway Company and have prepared certain amendments to the Bill and have amended the Preamble thereto, so as to make the same conform with the facts as they appear to the Committee.

The following Bills were severally read the third time and passed :—

Bill (No. 55), To incorporate the Municipality of the Township of Paipoonge.

Bill (No. 39), Respecting the Town of East Toronto.

Bill (No. 57), Respecting the Irondale, Bancroft and Ottawa Railway Company.

Bill (No. 31), Respecting the Toronto Railway Company.

The Order of the Day for the third reading of Bill (No. 128), To amend the University Act, 1901, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee: and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Pense reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time To-morrow.

On motion of Mr. Ross, seconded by Mr. Gibson.

Resolved, That this House will on To-morrow, resolve itself into a Committee of the Whole to consider the following Resolution:—

That every railway company, owning, operating or using a steam railway in this Province shall pay a tax of \$30 *per* mile for one track and \$10 *per* mile for each additional track, where the line consists of two or more tracks, operated or used in any county in this Province, and \$20 *per* mile for one track and \$5 *per* mile for each such additional track so operated or used in unorganized territory, being the districts without county organization; except that a railway company owning and operating a steam railway not exceeding 100 miles in length from terminus to terminus and not being leased to, or amalgamated with or forming part of the system of any other company, shall pay a tax of \$15 *per* mile for one track and \$5 *per* mile for each such additional track.

(a) Both the company owning the line, or the part thereof so operated and used, and the company operating or using the same, shall be jointly and severally liable for the payment of the amount of such tax to the Provincial Treasurer, but the total amount payable in respect of any line of railway shall not exceed the amounts above respectively mentioned, notwithstanding that such line of railway is operated and used by more than one company.

The House resolved itself into a Committee, severally to consider the following Bills:—

Bill (No. 56), Respecting the City of Windsor.

Bill (No. 61), To incorporate the Mount McKay and Kakabeka Falls Railway Company.

Bill (No. 23), Respecting the South Western Traction Company.

Bill (No. 62), Respecting the Hamilton Radial Electric Railway Company.

Bill (No. 66), Respecting the Simcoe County Mutual Fire Insurance Company.

Bill (No. 18), To incorporate the North Midland Railway Company.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the several Bills with certain Amendments.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bills reported, be severally read the third time To-morrow.

The following Bills were severally read the second time :—

Bill (No. 14), Respecting the Thunder Bay, Nepigon and St. Joe Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 126), Respecting the Toronto Suburban Railway Company.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 152), The Municipal Amendment Act, 1904.

Referred to a Committee of the Whole House To-morrow.

The Order of the Day for the House to resolve itself into a Committee to consider certain proposed Resolutions respecting Returns of Convictions by Justices of the Peace and Ontario Land Surveyors having been read.

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor having been informed of the subject matter of the proposed Resolutions, recommends them to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That Section 5 of the Act respecting Returns of Convictions and fines by Justices of the Peace is repealed and the following is substituted therefor :—

5. The Clerk of the Peace to whom such Returns are made shall within two weeks after the times hereby limited for the making of the Returns, post up in the Court House and also in a conspicuous place in his office for public inspection a schedule of the Returns so made by the Justices, and the same shall continue to

be so posted and exhibited for a period of three months, and for every schedule so made and exhibited by the Clerk of the Peace he shall be allowed, in his accounts with the County, a fee of \$4, which shall be paid by the Treasurer of the County.

Resolved, That Section 39 of the Ontario Land Surveyor's Act is amended by inserting therein the following item :—

4. (a) By each candidate for the preliminary examination on presenting himself for examination, \$10.00.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to certain Resolutions.

Ordered, That the Report be now received.

Resolved, That Section 5 of the Act respecting Returns of Convictions and fines by Justices of the Peace is repealed and the following is substituted therefor :—

5. The Clerk of the Peace to whom such Returns are made shall, within two weeks after the times hereby limited for the making of the Returns, post up in the Court House, and also in a conspicuous place in his office, for public inspection a schedule of the Returns so made by the Justices and the same shall continue to be so posted and exhibited for a period of three months, and for every schedule so made and exhibited by the Clerk of the Peace he shall be allowed in his accounts with the County a fee of \$4, which shall be paid by the Treasurer of the County.

Resolved, That Section 39 of the Ontario Land Surveyors' Act is amended by inserting therein the following item :—

5. (a) By each candidate for the preliminary examination on presenting himself for examination, \$10.00.

The Resolutions having been read the second time, were agreed to, and referred to the Committee of the Whole House on Bill (No. 142), The Statute Law Amendment Act, 1904.

The House resolved itself into a Committee to consider Bill (No. 149), To amend the Divisions Courts Act, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 142), the Statute Law Amendment Act, 1904, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Russell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

The Order of the Day for the reference of Bill (No. 89), To amend the Assessment Act, to a Committee having been read,

And Mr. Speaker being requested to rule upon the Point of Order raised, as to the Amendment of the Member for West Lambton, proposed to the Motion for commitment of Bill to a Select Committee.

Mr. Speaker addressed the House as follows:—

In the matter of referring Public Bills, in the hands of private members to Committee of the Whole House, or Standing, or Select Committee:—

We have no Rule naming the Committee to which such Bills should go.

Our Rule No. 113 is as follows:—

“In all unprovided cases, the Rules, Usages, and Forms of the House of Commons of the United Kingdom of Great Britain and Ireland as in force at the time shall be followed.”

The Eleventh Edition of Rules, Orders and Forms of Procedure relating to Public Business of the British House of Commons, provides:—

Rule No. 233, as follows:

“A Bill having been read a second time, is ordered to be committed to a Committee of the Whole House, or to a Standing, or to a Select Committee.”

There are precedents recorded in the Ontario Journals for each of the three methods mentioned in the British House of Commons Rule No. 233, of dealing with Public Bills of Private Members, but the almost invariable practice in this House has been to refer such Bills to a Standing, or Select Committee. However, notwithstanding this long established practice, and in view of the unmistakable meaning of our Rule No. 113, and the British Rule No. 233, I cannot see any reason why the House may not refer Bill (No. 89), now before the House, to any one of the Committees named, and I would therefore rule the Amendment of the Honourable Member for West Lambton in order. But, I would recommend that this practice, well confirmed and found to facilitate the actual despatch of business, where but one Chamber exists, ought not to be lightly set aside, and should only be superseded by a direct vote of the House.

Since having been called upon to deal with this matter, perhaps I may be permitted to say, with reference to the Bill (No. 89), in question, that it seems to be in direct contravention of the Rule which governs the imposition of Taxes. Part of our Rule No. 92 is as follows:—

“By the 54th section of the Imperial Act 20 Vict., chap. 3, the British North America Act, 1867, it is provided that the House shall not adopt or pass any Vote, Resolution, Address, or Bill for the appropriation of any part of the Public Revenue, or of any Tax, or Impost, to any purpose that has not been first recommended by a message of the Lieutenant-Governor in the Session in which such Vote, Resolution, Address, or Bill is proposed.”

Although my attention has not been called to this during the discussion of the Bill so far, I have thought it not out of place for me to refer to the Rule.

And the Amendment of the member for West Lambton, having been then put, was lost on the following division :

YEAS :

Messieurs

Carr	Duff	Joynt	Powell
Beatty	Eilber	Kidd	Preston (Durham)
Beck	Foy	Little (Cardwell)	Pyne
Brower	Fox	Lucas	Reaume
Carnegie	Gallagher	Macdiarmid	Reid
Carscallen	Gamey	McLeod	Smyth
(Hamilton)	Hanna	Mahaffy	Sutherland
Carscallen (Lennox)	Hendrie	Matheson	Tucker
Clark (Bruce)	Hoyle	Murphy	Whitney
Crawford	Jessop	Nesbitt	Willoughby—40
Downey			

NAYS :

Messieurs

Anderson	Currie	Holmes	Richardson
Auld	Davidson	James	Rickard
Barber	Davis	Little (Norfolk)	Routledge
Brown	Dickenson	MacKay	Ross
Burt	Dryden	McCart	Russell
Caldwell	Evanturel	Michaud	Smith
Cameron	Gibson	Munro	(Sault Ste. Marie)
(Fort William)	Graham	Pardo	Stock
Cameron (Huron)	Gross	Pense	Taylor
Carr	Guibord	Pettypiece	Thompson
Clarke	Harcourt	Preston (Brant)	Truax—43
(Northumberland)	Hislop		

PAIRS.

Latchford.....Dunlop

The Main Motion for the reference to the Select Committee, having been then again put, was carried on the following division :

YEAS :

Messieurs

Anderson	Currie	Holmes	Richardson
Auld	Davidson	James	Rickard
Barber	Davis	Little (Norfolk)	Routledge
Brown	Dickenson	MacKay	Ross
Burt	Dryden	McCart	Russell
Caldwell	Evanturel	Michaud	Smith
Cameron	Gibson	Munro	(Sault Ste. Marie)
(Fort William)	Graham	Pardo	Stock
Cameron (Huron)	Gross	Pense	Taylor
Carr	Guibord	Pettypiece	Thompson
Clarke	Harcourt	Preston (Brant)	Truax—43
(Northumberland)	Hislop		

NAYS :

Messieurs

Barr	Duff	Joynt	Powell
Beatty	Eilber	Kidd	Preston (Durham)
Beck	Foy	Little (Cardwell)	Pyne
Brower	Fox	Lucas	Reaume
Carnegie	Gallagher	Macdiarmid	Reid
Carscallen	Gamey	McLeod	Smyth
(Hamilton)	Hanna	Mahaffy	Sutherland
Carscallen (Lennox)	Hendrie	Matheson	Tucker
Clark (Bruce)	Hoyle	Murphy	Whitney
Crawford	Jessop	Nesbitt	Willoughby—40
Downey			

PAIRS.

Latchford.....Dunlop

And the Main Motion, having been then declared in the affirmative, the Bill was referred to a Select Committee to be composed as follows:—Messieurs Dryden, Pettypiece, Stock, Cameron (Huron), Davidson, Pense, Preston (Brant), Hoyle, Carscallen (Hamilton), Duff, Tucker, Smith (Sault Ste. Marie), and Clark (Bruce.)

The House resolved itself into a Committee to consider Bill (No. 70), To amend the Temiskaming and Northern Ontario Railway Act, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Pense reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time To-morrow.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums :—

38. To defray the expenses of the Institution for the Blind, Brantford.....	\$34,273 00
39. To defray the expenses of the Andrew Mercer Reformatory, Toronto.....	\$ 31,475 00

Mr. Speaker resumed the chair ; and Mr. Caldwell reported, that the Committee had come to several Resolutions ; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 10.30 P. M.

Thursday, 7th April.

PRAYERS.

3 O'CLOCK, P. M.

The following Petitions were severally brought up and laid upon the Table :—

By Mr. Little (Norfolk), the Petition of the Township Council of Charlotteville.

By Mr. Clark (Bruce), the Petition of the Township Council of Grenock.

By Mr. Hoyle, the Petition of the Village Council of Cannington.

By Mr. Russell, two Petitions of the Township Council of Hungerford.

By Mr. Carnegie, the Petition of the Township Council of Bexley ; also, the Petition of the Township Council of Fenelon.

By Mr. Fox, the Petition of the Rathbun Company and others, of Lindsay.

By Mr. Holmes, the Petition of the Township Council of North Cayuga.

The following Petitions were severally read and received :—

Of the County Council of Brant, praying certain amendments to the Jurors Act, respecting the number of Jurors summoned.

Of the Township Council of Enniskillen ; also, of the Township Council of Faraday ; also, of the Township Council of Limerick ; also, of the Township Council of Crowland, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of McNab; also, of the Township Council of Crowland; also, of the Township Council of Enniskillen; also, of the Township Council of Innisfil, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Nineteenth Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and have made certain amendments thereto :---

Bill (No. 32), Respecting the Municipality of Sault Ste. Marie.

The Committee have also carefully considered

Bill (No. 147), Respecting certain by-laws concerning Drainage in the Townships of Osnabruk and Cornwall, in the County of Stormont, and report the same without amendment.

The Committee recommend that the fees, less the actual cost of printing, be remitted on Bill (No. 45), "To incorporate the Current River Power Company," the same not having been proceeded with by the promoters thereof.

The Committee recommend that Rule No. 51 of this Honourable House be further suspended in this, that the time for receiving Reports of Committees relating to Private Bills, be further extended until and inclusive of Wednesday next, the Thirteenth day of April instant.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 45), Current River Power Company.

Ordered, That the time for receiving Reports of Committees on Private Bills, be further extended until and inclusive of Wednesday, the thirteenth day of April instant.

The following Bills were severally introduced and read the first time :---

Bill (No. 157), intituled "An Act to amend the Volunteer Land Grant Act." Mr. Davis.

Ordered, That the Bill be read the second time To-morrow.

Bill (No. 158), intituled "An Act respecting certain Aid towards the construction of the James' Bay Railway." Mr. Ross.

Ordered. That the Bill be read the second time To-morrow.

Bill (No. 159), intituled "An Act respecting Aid to certain Railways." Mr. Ross.

Ordered. That the Bill be read the second time To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 72) Respecting Municipal Taxation, and after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered. That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time,

Mr. Clark (Bruce), moved seconded by Mr. Mahaffy,

That the Report of the Committee be not now concurred in, but that the Bill be recommitted to the Committee of the Whole House, with instructions to incorporate therein the provisions of Bill (No. 89), To amend the Assessment Act, and to strike out from said Bill (No. 72), Respecting Municipal Taxation, all provisions inconsistent with said Bill (No. 89.)

And exception being taken to the Motion as being out Order, and Mr. Speaker being requested to rule upon the point, said,

With reference to the motion of the Member for Centre Bruce, I will in the first place quote from our Rule No. 44, which is as follows :—

"When a Bill has been amended in committee of the Whole House, or by any Select or Standing Committee, it shall be re-printed as amended, the amendments to be in italics, and when the Bill has been sent to be re-printed it shall be marked on the Orders of the Day thus : NOT RE-PRINTED, and shall not be further proceeded with, until that mark has been removed and the word PRINTED substituted."

I also quote from Bourinot, 3rd Edition, page 525 :—"Report from Committee of the Whole, etc., shall be reported to the House which shall receive the same forthwith."

The Motion is out of Order, as being entirely too vague to be received : also on the ground that the Bill (No. 89), is not in the hands of the House, having been referred to a Select Committee.

The Amendments were then agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 141), To amend the Factories Act, and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time, To-morrow.

The Order of the Day for resuming the Adjourned Debate on the Motion for the second reading of Bill (No. 132), Respecting County Councils, having been read,

The Debate as resumed.

And after some time,

The Amendment, having been put, was lost on the following division :

YEAS :

Messieurs

Barr	Dunlop	Lackner	Powell
Beatty	Eilber	Little (Cardwell)	Preston (Durham)
Brower	Foy	Lucas	Pyne
Carnegie	Fox	Macdiarmid	Reaume
Carscallen	Gallagher	McLeod	Reid
(Hamilton)	Hanna	Mahaffy	Smyth
Carscallen (Lennox)	Hendrie	Matheson	Sutherland
Clark (Bruce)	Hoyle	Morrison	Tucker
Crawford	Jessop	Murphy	Whitney
Downey	Joynt	Nesbitt	Willoughby—42
Duff	Kidd	Nearce	

NAYS :

Messieurs

Anderson	Davidson	James	Rickard
Auld	Davis	Lee	Routledge
Barber	Dickenson	Little (Norfolk)	Ross
Bowman	Dryden	MacKay	Russell
Brown	Evanturel	McCart	Smith
Burt	Gibson	Michaud	(Sault Ste. Marie)
Caldwell	Graham	Munro	Stock
Cameron (Huron)	Gross	Pardo	Taylor
Carr	Guibord	Pense	Thompson
Clarke	Harcourt	Pettypiece	Truax
(Northumberland)	Hislop	Preston (Brant)	Tudhope—45.
Currie	Holmes	Richardson	

PAIRS.

Latchford St. John.

The Main Motion for the second reading, having been then again put, was carried on the following division :

YEAS :

Messieurs

Anderson	Davidson	James	Rickard
Auld	Davis	Lee	Routledge
Barber	Dickenson	Little (Norfolk)	Ross
Bowman	Dryden	MacKay	Russell
Brown	Evanturel	McCart	Smith
Burt	Gibson	Michaud	(Sault Ste. Marie)
Caldwell	Graham	Munro	Stock
Cameron (Huron)	Gross	Pardo	Taylor
Carr	Guibord	Pense	Thompson
Clarke	Harcourt	Pettypiece	Truax
(Northumberland)	Hislop	Preston (Brant)	Tudhope—45.
Currie	Holmes	Richardson	

NAYS :

Messieurs

Barr	Dunlop	Lackner	Powell
Beatty	Eilber	Little (Cardwell)	Preston (Durham)
Brower	Foy	Lucas	Pyne
Carnegie	Fox	MacDiarmid	Reaume
Carscallen	Gallagher	McLeod	Reid
(Hamilton)	Hanna	Mahaffy	Smyth
Carscallen (Lennox)	Hendrie	Matheson	Sutherland
Clark (Bruce)	Hoyle	Morrison	Tucker
Crawford	Jessop	Murphy	Whitney
Downey	Joynt	Nesbitt	Willoughby—42.
Duff	Kidd	Pearce	

PAIRS.

Latchford St. John.

The Bill was then read the second time and referred to a Committee of the whole House To-morrow.

The following Bill was read the second time :—

Bill (No. 123), Respecting Cheese and Butter Manufacturing Associations and Companies.

Referred to the Legal Committee.

The Order of the Day for the second reading of Bill (No. 143), Respecting Conveyancing having been read,

Mr. Carscallen (Hamilton), moved,

That the Bill be now read the second time.

And the Motion, having been put, was lost on the following Division :—

YEAS :

Messieurs

Anderson	Davidson	Lucas	Reaume
Bowman	Dunlop	McKay	Reid
Caldwell	Foy	Mahaffy	Ross
Cameron	Gibson	Matheson	Russell
Car	Gross	Morrison	Smith
Carscallen	Hanna	Murphy	(Sault Ste. Marie)
(Hamilton)	Harcourt	Pense	Smyth
Carscallen (Lennox)	Hendrie	Powell	Tudhope
Clarke	James	Preston (Brant)	Willoughby—36.
(Northumberland)	Little (Norfolk)	Pyne	

NAYS :

Messieurs

Auld	Duff	Joynt	Richardson
Barr	Eilber	Lackner	Rickard
Beatty	Evanturel	Lee	Routledge
Brown	Fox	Macdiarmid	Stock
Burt	Gallagher	McCart	Stratton
Carnegie	Graham	McLeod	Sutherland
Clark (Bruce)	Guibord	Michaud	Taylor
Davis	Hislop	Munro	Thompson
Dickenson	Holmes	Pardo	Truax
Downey	Hoyle	Pettypiece	Tucker
Dryden	Jessop	Preston (Durham)	Whitney—44.

PAIRS.

None.

And so it was declared in the negative.

The Order of the Day for the House to resolve itself into the Committee of the Whole on Bill (No. 118), To amend the Act to better provision for keeping and auditing Municipal Accounts having been read,

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The Order for the Day for the House to resolve itself into the Committee of the Whole on Bill (No. 96), Respecting Assessment in certain Territorial Districts having been read.

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The Order of the Day for the second reading of Bill (No. 137), To amend the Act to provide for the garnishment of the Salaries of Civil servants having been read.

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The Order of the Day for the second reading of Bill (No. 148), To amend the Act respecting the registration of Instruments relating to Laws having been read.

Ordered, That the Order be discharged, and that the Bill be withdrawn.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor.

Report of the Clerk of Forestry for the year 1903 (*Sessional Papers No. 4.*)

Also—Report of the Inspector of Insurance for the year 1903. (*Sessional Papers No. 10.*)

Also—Loan Corporations Statements by Building Societies, Loan and other Companies, for the year 1903. (*Sessional Papers No. 11.*)

Also—Return to an Order of the House, of the sixteenth day of March, last for a Return shewing the copyrighted selections and extracts from authors, used in the authorized text-books of the Public School, indicating in each case, the pages and names of the persons or company controlling the copyrights—(*Sessional Papers No. 86.*)

Also—Return to an order of the House, of the second day of March, last, for a Return, shewing all payments under the San Jose Scale Act, as follows:—
1st. Amount paid to the owners of trees destroyed. 2nd. Amount paid to officers of the Province for enforcing the Act, and 3rd. In what Counties the trees were destroyed. (*Sessional Papers No. 87.*)

Also—Return to an Order of the House of the fourteenth day of March, last, for a Return, giving copies of all correspondence between any person or official, on behalf of the University of Toronto and any member of the Government, with reference to the construction of a Physical Laboratory for the University. Also, copies of the Statute of the Senate of the University providing for the establishment of a Department of Forestry in the University, together with copies of all correspondence relating to the establishment of such Department. (*Sessional Papers No. 88.*)

The House then adjourned at 11.45 P.M.

Friday, 8th April.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table :

By Mr. Gibson, the Petition of the Town Council of Mount Forest.

By Mr. MacKay, the Petition of the Township Council of Sydenham.

The following Petition was read and received :—

Of the Village Council of Waterdown, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Mr. Graham from the Standing Committee on Public Accounts, presented their Report, which was read. (*Appendix No. 1.*)

Mr. Nesbitt moved, seconded by Mr. Pyne,

That the Public School supporters of Sturgeon Falls be permitted to appear, with Counsel, before the Bar of this House, for the purpose of stating their case.

And the Motion, having been put, was lost on the following divisions :—

YEAS:

Messieurs.

Barr	Crawford	Lucas	Preston (Durham)
Beatty	Duff	Mahaffy	Pyne
Carnegie	Kidd	Nesbitt	Reid—14.
Clark (Bruce)	Little (Cardwell)		

NAYS:

Messieurs.

Barber	Eilber	James	Richardson
Bowman	Evanturel	Lackner	Rickard
Brown	Foy	Lee	Ross
Burt	Gamey	Little (Norfolk)	Russell
Caldwell	Gibson	MacKay	Smith
Cameron (Huron)	Graham	Matheson	(Sault Ste. Marie)
Carscallen	Gross	Morrison	Smyth
(Hamilton)	Guibord	Munro	Stock
Carscallen (Lennox)	Hanna	Murphy	Stratton
Currie	Harcourt	Pettypiece	Taylor
Davis	Hendrie	Powell	Thompson
Dickenson	Hislop	Preston (Brant)	Whitney
Downey	Holmes	Reaume	Willoughby—52.
Dryden	Hoyle		

PAIRS.

None.

And so it was declared in the negative.

The following Bill was introduced and read the first time :—

Bill (No. 160), intituled "An Act to further amend the Statute Law."

Mr. Gibson.

Ordered, That the Bill be read the second time on Monday next.

The Order of the Day for the third reading of Bill (No. 94). To amend the High Schools Act having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time and passed.

The Order of the Day for the third reading of Bill (No. 40), To confirm By-law No. 519 of the County of Oxford having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time and passed.

The following Bills were read the third time and passed :—

Bill (No. 119), To amend the Public Schools Act.

Bill (No. 135), To amend the Loan Corporations Act.

Bill (No. 151), To amend the Ontario Game Protection Act.

Bill (No. 56), Respecting the City of Windsor.

Bill (No. 62), Respecting the Hamilton, Radial Electric Railway Company.

The House resolved itself into a Committee, severally to consider the following Bills :—

Bill (No. 122), To incorporate the Ottawa River Railway Company.

Bill (No. 14), Respecting the Thunder Bay, Nepigon and St. Joe Railway Company.

Bill (No. 126), Respecting the Toronto Suburban Railway Company.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the several Bills with certain Amendments.

The Amendments having been read the second time, were agreed to.

Ordered, That the Bills reported, be severally read the third time on Monday next.

The following Bills were severally read the second time :—

Bill (No. 69), Respecting the Strathroy and Western Counties Railway Company.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 32), Respecting the Municipality of Sault Ste. Marie.

Referred to a Committee of the Whole House on Monday next.

Bill (No. 147), Respecting certain By-laws concerning Drainage in the Townships of Osnabruck and Cornwall.

Referred to a Committee of the Whole House on Monday next.

The Order of the Day for the second reading of Bill (No. 129), Respecting aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie having been read,

Mr. Ross moved,

That the Bill be now read the second time.

And a Debate having ensued, it was

Ordered, That the Debate be adjourned until Monday next.

Mr. Stratton presented to the House,

Return to an Order of the House of the sixteenth day of March, last, for a Return of copies of all correspondence between the Government, or any Official thereof, and any person or persons, regarding the issue of licenses for the use of pound nets on Lake Nipissing. (*Sessional Papers No. 89.*)

Also—Return to an Order of the House of the Eleventh day of March, last for a Return of copies of all correspondence between the Government, or any official thereof, and any other party or parties regarding the issue of pound-net fishing licenses in 1902 and 1903 in the waters between Killarney and Little Current, known as the North Channel. (*Sessional Papers No. 90.*)

The House then adjourned at 6.15 P.M.

Monday, 11th April.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally brought up and laid upon the Table:—

By Mr. Pearce, the Petition of the Township Council of Huntingdon.

By Mr. Barber, the Petition of the Village Council of Hallinafad.

The following Petitions were read and received:—

Of the Rathbun Company and others of Lindsay, praying that the Bill before the House (No. 114), To regulate Stationary Engineers, may not pass.

Of the Township Council of Charlotteville; also, of the Village Council of Cannington; also, of the Township Council of Hungerford; also, of the Township Council of Texley, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Grenock; also, of the Township Council of Hungerford; also, of the Township Council of North Cayuga, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

The following Bills were severally read the third time and passed:—

Bill (No. 141), To amend the Factories Act.

Bill (No. 122), To incorporate the Ottawa River Railway Company.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That this House will on To-morrow resolve itself into a Committee of the Whole to consider the following Resolution :—

That the Province may aid in the completion and construction of the main line of the Algoma Central and Hudson Bay Railway Company from the Town of Sault Ste. Marie, in the District of Algoma, to the main line of the Canadian Pacific Railway, and in the re-organization of the allied industries operated in connection therewith at the said Town of Sault Ste. Marie, by guaranteeing the principal of a loan of \$2,000,000 payable on the first day of May, 1906, and interest thereon, payable half-yearly at the rate of five *per cent. per annum*, which loan is to be obtained by The Canadian Improvement Company upon the pledge and deposit of the following securities.

(1) The first mortgage bonds of the Algoma Central and Hudson Bay Railway Company, amounting to \$6,750 000 secured by a mortgage, bearing date the first day of January, 1903, and made between the Algoma Central and Hudson Bay Railway Company, of the first part, and the Central Trust Company of New York, of the second part, upon the undertaking, and all the property and assets (other than vessels and steamships), rents and revenues of the said railway company, as in the said mortgage more particularly set forth ;

(2) The first mortgage bonds of the Manitoulin and North Shore Railway Company amounting to \$405,000 secured by a mortgage, bearing date the first day of January, 1903, and made between the Manitoulin and North Shore Railway Company of the first part, and the Central Trust Company of New York, of the second part, upon the undertaking, and all the property and assets, rents and revenues of the said railway company as in the said mortgage more particularly set forth ;

(3) The promissory note of the Algoma Central and Hudson Bay Railway Company for \$725,000 secured by the several mortgages upon the steamships and vessels of the Algoma Central and Hudson Bay Railway Company, made by the said Algoma Central and Hudson Bay Railway Company to the Central Trust Company of New York, for the said sum of \$725,000 ;

(4) The capital stock of The Algoma Central and Hudson Bay Railway Company amounting to \$10,000,000 issued as fully paid-up and non-assessable ;

(5) The capital stock of the Manitoulin and North Shore Railway Company amounting to \$200,000 issued as fully paid-up and non-assessable.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That this House will, To-morrow, resolve itself into a Committee of the Whole to consider the following Resolution:—

That the Lieutenant-Governor in Council is hereby authorized, on such terms and conditions, not inconsistent with the provisions of the Act respecting certain aid towards the construction of the James Bay Railway, as may be agreed upon with the James Bay Railway Company, to guarantee the principal and interest of the bonds, debentures and other securities of the Company to an amount not exceeding \$20,000 or its equivalent in sterling or other money *per* mile of the company's railway from its terminus in the City of Toronto to or near the Town of Sudbury, in the District of Nipissing, payable at a date to be fixed by the Lieutenant-Governor in Council, not exceeding thirty years from the date of issue, bearing interest at the rate of $3\frac{1}{2}$ *per cent. per annum* payable half-yearly, and secured by first mortgage upon the line of railway so aided.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That this House will To-morrow, resolve itself into a Committee of the Whole to consider the following Resolutions:—

That there shall be granted out of the Consolidated Revenue Fund for the construction of the Railways hereinafter mentioned, the sums following, that is to say:—

(1) To the Huntsville and Lake of Bays Railway from the north end of Lake of Bays to the south end of Peninsula Lake and from the east end of Lake of Bays to the west end of Hollow Lake in the District of Haliburton, a cash subsidy of \$10,000.

(2) To the Grand Trunk Pacific Railway from a point on Thunder Bay on the north shore of Lake Superior to the intersection of the said railway with the main line of the Grand Trunk Pacific Railway Company as it may be located in the District of Thunder Bay, a distance not exceeding 200 miles, a cash subsidy of \$2,000 *per* mile and a land grant as hereinafter set forth of not more than 6,000 acres *per* mile for the said distance.

Resolved, That with the approval of the Lieutenant-Governor in Council the said lands may be set apart for the said Grand Trunk Pacific Railway Company by the Commissioner of Crown Lands in alternate blocks of one or more but not exceeding three townships of six miles square within a distance of

eighteen miles of the line of railway for the construction of which the said subsidy is granted or in such other localities within the Province of Ontario as may be designated by the Commissioner of Crown Lands with the approval of the Lieutenant-Governor in Council.

The House resolved itself into a Committee to consider Bill (No. 73), Respecting Statute Labor, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 136), To amend the law in connection with the revision of the Assessment Act, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 152), The Municipal Amendment Act, 1904, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The following Bills were severally read the second time :—

Bill (No. 146), To amend the Act respecting the Education Department.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 153), Respecting Justices of the Peace.

Referred to a Committee of the Whole House To-morrow

Bill (No. 157), To amend the Volunteer Land Grant Act.

Referred to a Committee of the Whole House To-morrow.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sum :—

40. To defray the expenses of Colonization and Immigration - - \$19,325 00

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to a Resolution; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Stratton presented to the House :

Return to Orders of the House of the fourteenth, twenty-first (two orders), and twenty-fifth days of March, last, for Returns shewing :—

1. The names of the various companies included in the Consolidated Lake Superior Companies, which the Government proposes to aid by the \$2,000,000 guarantee. 2. The names of the secured creditors of each company and the amount of the claim of each and the security held by each. 3. The names of the unsecured creditors of each company and the amount of claim of each. 4. Shewing what portion of the Algoma Central Railway is already completed, how much partly constructed and what construction work has been done on the part incomplete. 5. Shewing what portion of the road has been operated and what net earnings, if any, it has shown. 6. The names of the vessels which it is proposed to give the Province as security, with statement shewing what these vessels have earned, net, in the hands of the Companies.

Also, shewing full particulars of all claims, charges, judgments and priorities chargeable against the Superior Consolidated Companies and the Algoma Central Railway; the names of all the creditors and the nature and amount of their respective claims, and particulars of all assets on which are based, and subject to

which, it is the intention of the Government to guarantee the sum of \$2,000,000 to such companies as embodied in the Bill introduced to this House, before the second reading of such Bill.

Also, shewing : 1. What lands and securities are covered by the Lien of Messieurs James Conmee, M.P.P., and Charles M. Bowman, M. P. P., against the Algoma Central and Hudson Bay Railway Company, for upwards of \$400,000, dated on or about the 22nd day of September, 1903. 2. Whether the Judgment of James Conmee, M.P.P., and Charles M. Bowman, M.P.P., against the Algoma Central and Hudson Bay Railway Company for upwards of \$400,000. and dated on or about the 12th day of October, 1903, is still a charge on the assets of this company. 3. And shewing the amount of the said Judgment at the present time.

And also, shewing the names of the allied industries referred to in section 1 of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway. 2. A copy of the Mortgage referred to in subsection 1 of said section 1. 4. A copy of the Mortgage referred to in subsection 2 of said section 1. 4. A copy of the Promissory Note referred to in subsection 3 of said section 1. 5. A copy of the Stock Certificates of the Stock referred to in subsections 4 and 5 of said section 1. 6. A copy of the Trust Deed, or any draft thereof, referred to in section 2. 7. A copy of the Guaranty referred to in section 3. 8. Shewing what amonut is referred to in subsection 3 of section 4. 9. How many Directors are provided for the re-organized Company. 10. A copy of the Deed, or any draft thereof, referred to in subsection 10 of section 4. 11. A copy of the plan of re-organization referred to in subsection 11 of section 4. (*Sessional Papers No. 85.*)

The House then adjourned at 10 P.M.

Tuesday, April 12th.

PRAYERS.

3 O'CLOCK, P.M.

The following Petition was brought up and laid upon the Table :—

By Mr. Hoyle, the Petition of the County Council of Ontario.

The following Petitions were severally read and received :—

Of the Town Council of Mount Forest; also, of the Township Council of Sydenham, severally praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Mr. Dryden from the Select Committee to which was referred Bill (No. 89), To amend the Act respecting the Assessment of Property, presented their Report, which is as follows :—

Your Committee are of the opinion that the railways of the Province of Ontario could bear additional taxation without interfering with their efficiency, and without imposing upon them burdens disproportionate to those imposed under the Assessment Act on real estate generally, or upon other corporations.

Your Committee have observed that, under the Assessment Act now before your Honourable House, municipal corporations have been authorized to tax certain portions of railway property heretofore exempt. Your Committee have also noticed that under a Bill introduced by the Provincial Treasurer, the Provincial tax upon railways has been greatly increased, and, as your Committee are advised will yield a revenue of about \$200,000 *per annum* as against \$35,000 received under the old rate of Provincial taxation. So far, however, no legislation has been suggested, except in this measure, which would tax, either by the municipalities or by the Province, foreign railways with running powers over Ontario railways, or the great railway car loaning corporations, or other corporations owning their own cars which your Committee believe use the Ontario Railway System for the transportation of freight along Canadian Railways easterly and westerly. In regard to these latter, your Committee are of the opinion that legislation should be provided whereby car loaning corporations aforesaid, and other corporations not coming within the purview of other legislation should be made to contribute to the Provincial revenue, and to that end, if practicable, legislation might be introduced this Session.

As to the methods to be adopted in the early future, for the purpose of taxing all railway corporations, your Committee are of the opinion that instead of now appointing a Commission specially for that purpose, the matter of railway taxation might be entrusted to a Provincial Commission, that would take into consideration such questions as to bonding powers and capitalization of Companies concerned in the operation of public utilities, the investigation of questions arising in connection with the floating of debts and application by municipalities for legislation consolidating debenture debts, and possibly the approval of all by-laws by municipalities purporting to confer monopolistic rights on public utilities; such Commission to have the power to advise upon the terms of such by-laws and generally for matters, similar to certain State Commissioners of the United States or the local government board of enquiry of the mother country. It would be the duty of such Commission, among other matters, to make all necessary enquiries regarding corporations that are subject to municipal and provincial taxation, and particularly the basis of the taxation of railways.

Your Committee would therefore recommend that, in the meantime, a Commission consisting of three persons be appointed to collect information on the various phases of railway legislation in force in the United States and also statistics as to the value of railway property owned and operated or used in this Province in order that the Legislature may be informed whether any other basis than that which now prevails in the Province of Ontario might not be more equitable, so far as the railways are concerned, and might not yield a more generous revenue to the Province.

Mr. Clark (Bruce), moved, seconded by Mr. Mahaffy.

That the Report of the Select Committee on Bill (No. 89), be not received but that it be recommitted to the Committee with instructions to report the Whole Bill.

And the Motion, having be put, was lost on the following division :

YEAS.

Messieurs :

Barr	Eilber	Little (Cardwell)	Preston (Durham)
Beatty	Fox	Lucas	Payne
Beck	Gallagher	Macdiarmid	Reaume
Brower	Gamey	McLeod	Reid
Carnegie	Hanna	Mahaffy	St. John
Carscallen (Lennox)	Hendrie	Matheson	Smyth
Clark (Bruce)	Hoyle	Morrison	Sutherland
Crawford	Jamieson	Murphy	Tucker
Downey	Jessop	Nesbitt	Whitney
Duff	Joynt	Pearce	Willoughby—43.
Dunlop	Lackner	Powell	

NAYS.

Messieurs :

Anderson	Currie	James	Rickard
Auld	Davidson	Lee	Routledge
Barber	Davis	Little (Norfolk)	Ross
Bowman	Dickenson	MacKay	Russell
Brown	Dryden	McCart	Smith
Caldwell	Evanturel	Michaud	(Sault Ste. Marie)
Cameron	Gibson	Munroe	Stock
(Fort William)	Graham	Pardo	Stratton
Cameron (Huron)	Gross	Pense	Taylor
Carr	Guibord	Pettypiece	Thompson
Clarke	Harcourt	Preston (Brant)	Traux
(Northumberland)	Hislop	Richardson	Tudhope—47
Conmee	Holmes		

PAIRS.

Latchford.....Foy.

The Report was then received.

Mr. Davis from the Standing Committee on Municipal Law presented their Second Report, which was read as follows and adopted.

The Committee have carefully considered the following Bill and have made certain amendments thereto.

Bill (No. 101), To amend the Statute Law Amendment Act 1903.

On motion of Mr. Ross, seconded by Mr. Gibson.

Resolved, That on and after Thursday next, and for the remainder of the Session, there shall be a Session of the House at Two of the Clock in the afternoon, instead of the usual hour of Three, Mr. Speaker to leave the Chair at Six, without the Question being put

The Order of the Day for resuming the Adjourned Debate on the motion for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read.

The Debate was resumed.

And after some time, it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 11.20 P. M.

Wednesday, April 13th.

PRAYERS.

3 O'CLOCK, P.M.

The following Petitions were severally read and received:—

Of the Village Council of Ballinafad, praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Of the Township Council of Huntingdon, praying that no amendment be made to the Municipal Act, respecting the composition of County Councils.

The Order of the Day for the third reading of Bill (No. 7), To confirm an agreement between the Water Works Commission of the City of St. Catharines, the Corporation of the City of St. Catharines, and the Hamilton Cataract Power, Light and Traction Company, Limited, and to confirm certain municipal by-laws relating to the company, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee; and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The Order of the Day for the third reading of Bill (No. 115), To amend the General Road Companies Act having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee; and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time and passed.

The following Bills were severally read the third time and passed :—

Bill (No. 150), Respecting Boards of Education in certain Cities.

Bill (No. 61), To incorporate the Mount McKay and Kakabeka Falls Railway Company.

Bill (No. 23), Respecting the South Western Traction Company.

The House resolved itself into a Committee, severally to consider the following Bills :—

Bill (No. 65), Respecting the Town of Toronto Junction.

Bill (No. 32), Respecting the Municipality of Sault Ste. Marie.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the several Bills with certain Amendments.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bills reported, be severally read the third time To-morrow.

The Order of the Day for resuming the Adjourned Debate on the motion for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read,

The Debate was resumed,

And after some time, it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 11.30 P.M.

Thursday, April 14th.

PRAYERS.

2 O'CLOCK, P.M.

The following Petition was read and received :—

Of the County Council of Ontario, praying certain amendments to the Municipal Act, respecting the maintenance of bridges.

Mr. Harcourt, from the Standing Committee on Private Bills, presented their Twentieth Report, which was read as follows and adopted.

The Committee have carefully considered Bill (No. 29), To enable Edward Spencer Jenison to develop the water power on the Kaministiquia River and have made certain amendments thereto. The Committee have also amended the Preamble of the Bill so as to make the same conform to the facts as they appear to the Committee.

The Committee recommend that the fees, less the actual cost of printing, be remitted on Bill (No. 131), Respecting the Town of Fort William, the same not having been proceeded with, by the promoters thereof.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 131), Town of Fort William.

The following Bills were severally introduced and read the first time :—

Bill (No. 161), intituled “An Act to amend the Charity Aid Act.” Mr. Stratton.

Ordered, That the Bill be read the second time To-morrow.

Bill (No. 162), intituled “An Act to amend the Ontario Insurance Act.” Mr. Gibson.

Ordered, That the Bill be read the second time To-morrow.

The following Bills were severally read the third time and passed :—

Bill (No. 13), Respecting the Town of Peterborough.

Bill (No. 66), Respecting the Simcoe County Mutual Fire Insurance Company.

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor :—

Report of the Inspector of Legal Offices, for the year 1903. (*Sessional Papers No. 34.*)

Also—Report of the Bureau of Archives, Ontario, for the year 1903. (*Sessional Papers No. 48.*)

The Order of the Day for resuming the Adjourned Debate on the motion for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read,

The Debate was resumed,

And after some time, it was

Ordered, That the Debate be further adjourned until To-morrow,

The House then adjourned at 11.20 P.M.

FRIDAY, APRIL 15TH.

PRAYERS.

2 O'CLOCK P.M.

The Order of the Day for the third reading of Bill (No. 125), To amend the Judicature Act having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Pense reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time on Monday next.

The Order of the Day for the third reading of Bill (No. 18), To incorporate the North Midland Railway Company having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Pense reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The Order of the Day for the third reading of Bill (No. 136), To amend the law in connection with the revision of the Assessment Act having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time on Monday next.

The Order of the Day for the third reading of Bill (No. 152). The Municipal Amendment Act, 1904, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee; and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time on Monday next.

The Order of the Day for the third reading of Bill (No. 72), Respecting Municipal Taxation having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee; and after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time on Monday next.

The following Bill was read the third time and passed:—

Bill (No. 149), To amend the Division Courts Act.

On motion of Mr. Stratton, seconded by Mr. Harcourt.

Resolved, That this House doth ratify the following Orders-in-Council, approved by His Honour the Lieutenant-Governor, on the 20th day of December, 1903:—

Upon consideration of the report of Mr. Inspector Chamberlain dated 17th July, 1903, and upon the recommendation of the Honourable the Provincial Secretary, the Committee of Council advise that subject to the ratification of this Order by the Legislative Assembly, the General Hospital, Walkerton, be hereafter taken as named in Schedule "A" of "The Charity Aid Act," and receive aid in accordance therewith from the 1st day of October, 1903.

Certified,

J. LONSDALE CAPREOL,

Asst. Clerk, Executive Council.

Upon consideration of the report of Mr. Inspector Chamberlain, dated 27th July, 1903, and upon the recommendation of the Honourable the Provincial Secretary, the Committee in Council advise that subject to the ratification of this Order by the Legislative Assembly, the John McKellar Memorial Hospital,

Fort William, be hereafter taken as named in Schedule "A" of "The Charity Aid Act," and receive aid in accordance therewith from the date of its opening, namely, the 25th day of June, 1903.

Certified,

J. LONSDALE CAPREOL,

Asst. Clerk, Executive Council.

Upon consideration of the report of Mr. Inspector Chamberlain, dated 1st December, 1903, and upon the recommendation of the Honourable the Provincial Secretary, the Committee of Council advise that subject to the ratification of this Order by the Legislative Assembly the St. Joseph's Hospital, Rat Portage, be hereafter taken as named in Schedule "A" of "The Charity Aid Act," and receive aid in accordance therewith from the 3rd day of February, 1903.

Certified,

J. LONSDALE CAPREOL,

Asst. Clerk, Executive Council

Mr. Stratton presented to the House, by command of His Honour the Lieutenant-Governor:

Report of the Inspectors of Factories, for the year 1903. (*Sessional Papers No. 8.*)

Also—Report of the Ontario Agricultural and Experimental Union of the Province, for the year 1903. (*Sessional Papers No. 15.*)

Also—Report of the Fruit Growers' Association for the Province, for the year 1903. (*Sessional Papers No. 16.*)

Also—Report of the Fruit Experimental Stations of the Province, for the year 1903. (*Sessional Papers No. 17.*)

Also—Report of the Inspector of Fumigation Appliances of the Province, for the year 1903. (*Sessional Papers No. 18.*)

Also—Report of the Bee-Keepers Associations of the Province, for the year 1903. (*Sessional Papers No. 20.*)

Also—Reports of the Dairymen's Associations of the Province, for the year 1903. (*Sessional Papers No. 22.*)

Also—Reports of the Live Stock Associations of the Province, for the year 1903. (*Sessional Papers No. 23.*)

Also—Report of the Registrar of Live Stock of the Province, for the year 1903. (*Sessional Papers No. 24.*)

Also—Report of the Bureau of Industries of the Province, for the year 1903,
(*Sessional Papers No. 27.*)

Also—Report of the Inspector of Registry Offices, for the year 1903.
(*Sessional Papers No. 35.*)

The following Bill was introduced and read the first time :—

Bill (No. 163), intituled an Act “To amend the Separate Schools Act.” Mr. Harcourt.

Ordered, That the Bill be read the second time on Monday next.

The Order of the Day for resuming the Adjourned Debate on the motion for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read.

The Debate was resumed.

And after some time it was

Ordered, That the Debate be further adjourned until Monday next.

The House then adjourned at 10.25 P.M.

Monday, April 18th.

PRAYERS.

2 O'CLOCK, P.M.

The Order of the Day for the third reading of Bill (No. 70), To amend The Temiskaming and Northern Ontario Railway Act, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee; and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Russell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time To-morrow.

The Order of the Day for the third reading of Bill (No. 72), Respecting Municipal Taxation, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The Order of the Day for the third reading of Bill (No. 152), The Municipal Amendment Act 1904, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time To-morrow.

The following Bills were severally read the third time and passed:—

Bill (No. 125), To amend the Judicature Act.

Bill (No. 126), Respecting the Toronto Suburban Railway Company.

Bill (No. 73), Respecting Statute Labour.

Bill (No. 32), Respecting the Municipality of Sault Ste. Marie.

Bill (No. 136), To amend the law in connection with the revision of the Assessment Act.

The House resolved itself into a Committee to consider Bill (No. 132), Respecting County Councils, and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, hat the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-morrow.

The House resolved itself into a Committee to consider Bill (No. 153), Respecting Justices of the Peace, and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time and passed.

The House again resolved itself into a Committee to consider Bill (No. 142), The Statute Law Amendment Act, 1904, and, after some time spent therein, Mr Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-day.

The House resolved itself into a Committee to consider Bill (No. 160), To further amend The Statute Law and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had made some progress, and directed him to ask for leave to sit again.

Resolved, That the Committee have leave to sit again To-day.

The Order of the Day for the House to resolve itself into a Committee to consider certain proposed Resolution respecting a Tax to be paid by Railways in the Province, having been read,

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolution, recommends it to the consideration of the House,

The House then resolved itself into the Committee.

(In the Committee)

Resolved, That every railway company, owning, operating or using a steam railway in this Province shall pay a tax of \$30 *per* mile for one track and \$10 *per* mile for each additional track, where the line consists of two or more tracks operated or used in any county in this Province, and \$20 *per* mile for one track, and \$5 *per* mile for each such additional track so operated or used in unorganized territory being the districts without county organization; except that a railway company owning and operating a steam railway not exceeding 100 miles in length from terminus to terminus, and not being leased to or amalgamated with or forming part of the system of any other company shall pay a tax of \$15 *per* mile for one track and \$5 *per* mile for each such additional track.

(a) Both the company owning the line, or the part thereof so operated, and used and the company operating or using the same shall be jointly and severally liable for the payment of the amount of such tax to the Provincial Treasurer, but the total amount payable in respect of any line of railway shall not exceed the amounts above respectively mentioned notwithstanding that such line of railway is operated and used by more than one company.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolution as follows :—

Resolved, That every railway company owning, operating or using a steam railway in this Province shall pay a tax of \$30 *per* mile for one track and \$10 *per* mile for each additional track, where the line consists of two or more tracks, operated or used in any county in this Province, and \$20 *per* mile for one track and \$5 *per* mile for each such additional track so operated or used in unorganized territory being the districts without county organization ; except that a company owning and operating a steam railway not exceeding 100 miles in length from terminus to terminus and not being leased to or amalgamated with or forming part the system of any other company shall pay a tax of \$15 *per* mile for one track and \$5 *per* mile for each additional track.

(a) Both the company owning the line or the part thereof so operated and used and the company operating or using the same shall be jointly and severally liable for the payment of the amount of such tax to the Provincial Treasurer, but the total amount payable in respect of any line of railway shall not exceed the amounts above respectively mentioned notwithstanding that such line of railway is operated and used by more than one company.

The Resolution having been read the second time, was agreed to, on a division, and referred to the Committee of the Whole House on Bill (No. 155), To amend the Supplementary Revenue Act, 1899.

The Order of the Day for the House to resolve itself into a Committee to consider certain proposed Resolution respecting Special Fund for Encouragement of Growth of Sugar Beets, having been read,

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolution, recommends it to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That in addition to the special fund amounting to \$225,000 set apart under the Act passed in the 1st year of His Majesty's reign, chaptered 11, the sum of \$150,000 shall be set apart and added to the said special fund and shall be paid out of the Consolidated Revenue Fund for the purpose of encouraging the growth of sugar beets, and the establishment of factories within the Province of Ontario for the manufacture of refined sugar therefrom.

That the payments to be made under section 3 of the said Act shall be made annually during the first five, in lieu of the first three years of the operations of the factories mentioned therein, and shall be at the rate of one-half cent *per* pound, during each of the said five years instead of at the rate of one-half cent *per* pound for the first two years and one-quarter cent *per* pound for the third year, as mentioned in the said section.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolution as follows :—

Resolved, That in addition to the special fund amounting to \$225,000 set apart under the Act passed in the 1st year of His Majesty's reign, chaptered 11, the sum of \$150,000 shall be set apart and added to the said special fund and shall be paid out of the Consolidated Revenue Fund for the purpose of encouraging the growth of sugar beets, and the establishment of factories within the Province of Ontario for the manufacture of refined sugar therefrom.

That the payments to be made under section 3 of the said Act shall be made annually during the first five, in lieu of the first three years of the operations of the factories mentioned therein, and shall be at the rate of one-half cent *per* pound, during each of the said five years instead of at the rate of one-half cent *per* pound, for the first two years and one-quarter cent *per* pound for the third year, as mentioned in the said section.

The Resolution having been read the second time, was agreed to, on a division, and referred to the Committee of the Whole House on Bill (No. 154), To amend the Act for the encouragement of the Sugar Beet Industry.

The Order of the Day for the House to resolve itself into a Committee to consider a certain proposed Resolution respecting aid in the completion and construction of the Main Line of the Algoma Central and Hudson Bay Railway, having been read.

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolution, recommends it to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That the Province may aid in the completion and construction of the main line of the Algoma Central and Hudson Bay Railway Company from the Town of Sault Ste. Marie, in the District of Algoma, to the main line of the Canadian Pacific Railway, and in the re-organization of the allied industries operated in connection therewith at the said Town of Sault Ste. Marie, by guaranteeing the principle of a loan of \$2,000,000 payable on the first day of May 1906, and interest thereon payable half-yearly at the rate of five *per cent. per annum* which loan is to be obtained by the Canadian Improvement Company upon the pledge and deposit of the following securities :—

(1) The first mortgage bonds of the Algoma Central and Hudson Bay Railway Company amounting to \$6,750,000 secured by a mortgage bearing date the first day of January, 1903, and made between the Algoma Central and Hudson Bay Railway Company, of the first part, and the Central Trust Company of New York, of the second part, upon the undertaking and all the property and assets (other than vessels and steamships), rents and revenues of the said railway Company as in the said mortgage more particularly set forth ;

(2) The first mortgage bonds of the Manitoulin and North Shore Railway Company amounting to \$105,000 secured by a mortgage bearing date the first day of January, 1903, and made between the Manitoulin and North Shore Railway Company, of the first part, and the Central Trust Company of New York, of the second part, upon the undertaking, and all the property and assets, rents and revenues of the said Railway Company as in the said Mortgage more particularly set forth ;

(3) The promissory note of the Algoma Central and Hudson Bay Railway Company for \$725,000 secured by the several mortgages upon the steamships and vessels of the Algoma Central and Hudson Bay Railway Company, made by the said Algoma Central and Hudson Bay Railway Company to the Central Trust Company of New York, for the sum of \$725,000 ;

(4) The capital stock of the Algoma Central and Hudson Bay Railway Company amounting to \$10,000,000 issued as fully paid-up and non-assessable ;

(5) The capital stock of the Manitoulin and North Shore Railway Company amounting to \$2,00,000 issued as fully paid-up and non-assessable.

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolution as follows:—

Resolved, That the Province may aid in the completion and construction of the main line of the Algoma Central and Hudson Bay Railway Company from the Town of Sault Ste. Marie, in the District of Algoma, to the main line of the Canadian Pacific Railway, and in the re-organization of the allied industries operated in connection therewith at the said town of Sault Ste. Marie, by guaranteeing the principal of a loan of \$2,000,000 payable on the 1st day of May, 1906, and interest thereon payable half-yearly at the rate of five *per cent. per annum*, which loan is to be obtained by The Canadian Improvement Company upon the pledge and deposit of the following securities:—

(1) The first mortgage bonds of the Algoma Central and Hudson Bay Railway Company amounting to \$6,750,000, secured by a mortgage bearing date the first day of January, 1903, and made between the Algoma Central and Hudson Bay Railway Company, of the first part, and the Central Trust Company of New York, of the second part, upon the undertaking and all the property and assets (other than vessels and steamships,) rents and revenues of the said railway company as in the said mortgage more particularly set forth;

(2) The first mortgage bonds of the Manitoulin and North Shore Railway Company amounting to \$405,000 secured by a mortgage bearing date the first day of January, 1903, and made between the Manitoulin and North Shore Railway Company, of the first part, and the Central Trust Company of New York, of the second part, upon the undertaking, and all the property and assets, rents and revenues of the said railway company as in the said mortgage more particularly set forth;

(3) The promissory note of the Algoma Central and Hudson Bay Railway Company for \$725,000 secured by the several mortgages upon the steamships and vessels of the Algoma Central and Hudson Bay Railway Company, made by the said Algoma Central and Hudson Bay Railway Company to the Central Trust Company of New York, for the said sum of \$725,000.

(4) The Capital Stock of The Algoma Central and Hudson Bay Railway Company amounting to \$10,000,000 issued as fully paid-up and non-assessable;

(5) The capital stock of the Manitoulin and North Shore Railway Company amounting to \$200,000 issued as fully paid-up and non-assessable;

The Resolution having been read the second time, was agreed to, on a division, and referred to the Committee of the Whole House on Bill (No. 129), Respecting aid to the Algoma Central and Hudson Bay Railway and associated Industries at Sault Ste. Marie.

The Order of the Day for the House to resolve itself into a Committee to consider a certain proposed Resolution respecting the guarantee of principal and interest of the bonds, etc., of the James Bay Railway, to the amount of \$20,000, having been read.

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolution, recommends it to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That the Lieutenant-Governor in Council is hereby authorized, on such terms and conditions, not inconsistent with the provisions of the Act respecting certain aid towards the construction of the James Bay Railway, as may be agreed upon with the James Bay Railway Company, to guarantee the principal and interest of the bonds, debentures and other securities of the company to an amount not exceeding \$20,000 or its equivalent in sterling or other money *per mile* of the company's railway from its terminus in the City of Toronto to or near the Town of Sudbury, in the District of Nipissing, payable at a date to be fixed by the Lieutenant-Governor in Council, not exceeding thirty years from the date of issue, bearing interest at the rate of $3\frac{1}{2}$ *per cent. per annum* payable half yearly, and secured by first mortgage upon the line of railway so aided.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolution as follows :

Resolved, That the Lieutenant-Governor in Council is hereby authorized, on such terms and conditions, not inconsistent with the provisions of the Act respecting certain aid towards the construction of the James Bay Railway, as may be agreed upon with the James Bay Railway Company, to guarantee the principal and interest of the bonds, debentures and other securities of the company to an amount not exceeding \$20,000 or its equivalent in sterling or other money *per mile* of the company's railway from its terminus in the City of Toronto to or near the Town of Sudbury, in the District of Nipissing, payable at a date to be fixed by the Lieutenant-Governor in Council, not exceeding thirty years from the date of issue, bearing interest at the rate of $3\frac{1}{2}$ *per cent. per annum* payable half-yearly, and secured by first mortgage upon the line of railway so aided.

The Resolution having been read the second time, was agreed to, on a division, and referred to the Committee of the Whole House on Bill (No. 158), Respecting aid toward the construction of the James Bay Railway.

The Order of the Day for the House to resolve itself into a Committee to consider certain proposed Resolutions respecting aid to certain Railways, having been read,

Mr. Ross acquainted the House that His Honour the Lieutenant-Governor, having been informed of the subject matter of the proposed Resolutions, recommends them to the consideration of the House.

The House then resolved itself into the Committee.

(In the Committee.)

Resolved, That there shall be granted out of the Consolidated Revenue Fund for the construction of the railways hereinafter mentioned, the sums following, that is to say :—

(1) To the Huntsville and Lake of Bays Railways from the north end of Lake of Bays to the south end of Peninsula Lake and from the east end of Lake of Bays to the west end of Hollow Lake, in the District of Haliburton, a cash subsidy of \$10,000.

(2) To the Grand Trunk Pacific Railway from a point on Thunder Bay on the north shore of Lake Superior to the intersection of the said railway with the main line of the Grand Trunk Pacific Railway Company as it may be located in the District of Thunder Bay, a distance not exceeding 200 miles a cash subsidy of \$2,000 *per* mile and a land grant as hereinafter set forth of not more than 6,000 acres *per* mile for the said distance.

Resolved, That with the approval of the Lieutenant-Governor in Council the said lands may be set apart for the said Grand Trunk Pacific Railway Company by the Commissioner of Crown Lands in alternate blocks of one or more but not exceeding three townships of six miles square within a distance of eighteen miles of the line of railway for the construction of which the said subsidy is granted or in such other localities within the Province of Ontario as may be designated by the Commissioner of Crown Lands with the approval of the Lieutenant-Governor in Council.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to certain Resolutions.

Ordered, That the Report be now received.

Mr. Caldwell reported the Resolutions as follows :—

Resolved, That there shall be granted out of the Consolidated Revenue Fund for the construction of the railways hereinafter mentioned, the sums following, that is to say :—

(1) To the Huntsville and Lake of Bays Railway from the north end of Lake of Bays to the south end of Peninsula Lake and from the east end of Lake of Bays to the west end of Hollow Lake, in the District of Haliburton, a cash subsidy of \$10,000.

(2) To the Grand Trunk Pacific Railway from a point on Thunder Bay on the north shore of Lake Superior to the intersection of the said railway with the main line of the Grand Trunk Pacific Railway Company as it may be located in the District of Thunder Bay, a distance not exceeding 200 miles, a cash subsidy of \$2,000 *per* mile and a land grant as hereinafter set forth of not more than 6,000 acres *per* mile for the said distance.

Resolved, That with the approval of the Lieutenant-Governor in Council the said lands may be set apart for the said Grand Trunk Pacific Railway Company, by the Commissioner of Crown Lands in alternate blocks of one or more, but not exceeding three townships of six miles square within a distance of eighteen miles of the line of railway for the construction of which the said subsidy is granted or in such other localities within the Province of Ontario as may be designated by the Commissioner of Crown Lands with the approval of the Lieutenant-Governor in Council.

The Resolutions having been read the second time, were agreed to, on a division and referred to the Committee of the Whole House on Bill (No. 159), Respecting Aid to certain Railways.

The following Bills were severally read the second time :—

Bill (No. 160), To further amend the Statute Law.

Referred to a Committee of the Whole House, To-day.

Bill (No. 162), To amend the Ontario Insurance Act.

Referred to a Committee of the Whole House, To-day.

Bill (No. 154), Respecting the encouragement of the Sugar Beet Industry.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 155), To amend the Supplementary Revenue Act, 1899.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 156), To amend the Election Law.

Referred to a Committee of the Whole House To-morrow.

Bill (No. 161), To amend the Charity Aid Act.

Referred to a Committee of the Whole House To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 142), The Statute Law Amendment Act, 1904, and after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House again resolved itself into a Committee to consider Bill (No. 160), To further amend the Statute Law, and, after some time spent therein Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 162), To amend the Ontario Insurance Act and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 157), To amend the Volunteer Land Grant Act and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered That the Bill be read the third time To-morrow.

The House resolved itself into a Committee to consider Bill (No. 146), To amend the Act respecting the Education Department and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment,

Ordered, That the Bill be read the third time To-morrow.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums :—

41. To defray the expenses of special grants for Agricultural purposes.....	\$184,985 00
42. To defray the expenses of Ontario Agricultural College.....	\$ 79,877 00
43. To defray the expenses of Experimental Farm and Feeding....	\$ 17,233 00
51. To defray the expenses of Hospitals and Charities	\$232,126 81

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to several Resolutions; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow.

Resolved, That the Committee have leave to sit again To-morrow.

The House then adjourned at 11.10 p.m.

Tuesday, April 19th.

PRAYERS.

2 O'CLOCK P.M.

The following Petitions were severally brought up and laid upon the table :—

By Mr. Lucas, the Petition of the Township Council of Sullivan.

By Mr. Dickenson, the Petition of the Township Council of Saltfleet.

By Mr. Bowman, the Petition of the Township Council of Bruce; also, the Petition of the Township Council of Lindsay.

The following Bills were severally read the third time and passed :—

Bill (No. 128), To amend the University Act, 1901.

Bill (No. 14), Respecting the Thunder Bay, Nepigon and St. Joe Railway Company.

Bill (No. 65), Respecting the Town of Toronto Junction.

Bill (No. 162), To amend the Ontario Insurance Act.

Bill (No. 157), To amend the Volunteer Land Grant Act.

Bill (No. 146), To amend the Act respecting the Education Department.

The Order of the Day for the third reading of Bill (No. 160), To further amend the Statute Law having been read,

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The House again resolved itself into a committee to consider Bill (No. 132) Respecting County Councils and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the Third time To-morrow.

The Order of the day for resuming the Adjourned Debate on the motion for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read,

The Debate was resumed,

And after some time it was

Ordered, That the Debate be further adjourned until To-morrow.

The House then adjourned at 11 P. M.

Wednesday, April 20th.

PRAYERS.

2 O'CLOCK, P.M

The following Bill was read a third time and passed:—

Bill (No. 22), To incorporate the St. Catharines, Pelham and Welland Electric Railway Company.

Mr. Stratton presented to the House :

Return to an Order of the House of the sixteenth day of March, last, for a Return giving the names of Public School Inspectors since 1870, in Ontario. Also, the class of certificates they hold, or held, and shewing, as well, the standing which each one obtained on their respective examinations entitling them to act as Inspector of Public Schools. (*Sessional Papers No. 91.*)

The Order of the Day for resuming the Adjourned Debate on the motion for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read,

The Debate was resumed,

And after some time,

Mr. Smyth moved in Amendment, seconded by Mr. Gamey,

That all the words of the motion after the word "That" be struck out and the following substituted therefor : "the bill be not now read the second time, but be read the second time on this day three months."

And a Debate having ensued thereon, it was

Ordered, That the Debate be adjourned until To-morrow.

The House resolved itself into a Committee to consider Bill (No. 101), To amend the Statute Law Amendment Act, 1903, and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Russell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time To-morrow.

The House then adjourned at 10.50 P. M.

Thursday, April 21st.

PRAYERS.

2 O'CLOCK P.M.

The following Petitions were severally read and received :—

Of the Township Council of Sullivan, praying that no amendments be made to the Municipal Act, respecting the composition of County Councils.

Of the Township Council of Saltfleet ; also, of the Township Council of Bruce ; also, of the Township Council of Lindsay, severally praying certain amendments to the Municipal Act, respecting the term of office of Municipal Councillors.

Mr. Auld from the Standing Committee on Printing, presented their Third Report, which was read as follows :

The Committee recommends that the following Documents be printed :—

Report, Forestry. (*Sessional Papers No. 4.*)

Report, Factories. (*Sessional Papers No. 8.*)

Report, Insurance and Friendly Societies. (*Sessional Papers No. 10.*)

Report, Loan Corporations, Building Societies, Loan Companies and Trust Companies statements. (*Sessional Papers No. 11.*)

Report, Ontario Agricultural College. (*Sessional Papers No. 14.*)

Report, Ontario Agricultural and Experimental Union. (*Sessional Papers No. 15.*)

Report, Fruit Growers Association. (*Sessional Papers No. 16.*)

Report, Fruit Experimental Stations. (*Sessional Papers No. 17.*)

Report, Fumigation Appliances. (*Sessional Papers No. 18.*)

Report, Bee Keepers Associations. (*Sessional Papers No. 20.*)

Report, Dairymen's Associations. (*Sessional Papers No. 22.*)

Report, Live Stock Associations. (*Sessional Papers No. 23.*)

Report, Registrar of Live Stock. (*Sessional Papers No. 24.*)

Report, Bureau of Industries. (*Sessional Papers No. 27.*)

Report, Bureau of Labour. (*Sessional Papers No. 29.*)

Report, Fisheries. (*Sessional Papers No. 32.*)

Report, Legal Offices. (*Sessional Papers No. 34.*)

Report, Registry Offices. (*Sessional Papers No. 35.*)

Report, Prisons and Reformatories. (*Sessional Papers No. 39.*)

Report, Hospitals and Charities. (*Sessional Papers. No. 40.*)

Report, Archives, Ontario. (*Sessional Papers No. 48.*)

Return, Algoma Central and Hudson Bay Railway. (*Sessional Papers No. 85.*)

Returns, relating to Sault wages and Orders-in-Council, (Numbers 65 and 74), were re-considered by the Committee and ordered to be printed.

The Committee recommends the payment for the Printing of the Report of the Canadian Reading Camp Association.

The Committee recommends that the following Documents be not printed:—

Return, *re* stock, Peoples' Life Insurance Company. (*Sessional Papers No. 82.*)

Return, *re* violations of License Act in Carleton. (*Sessional Papers No. 83.*)

Return, *re* payments Q.V.N.F. Park. (*Sessional Papers No. 84.*)

Return, *re* copyrighted selections, Text-books. (*Sessional Papers No. 86.*)

Return, *re* payments under San Jose Scale Act. (*Sessional Papers No. 87.*)

Return, *re* Physical Laboratory for University and Department of Forestry. (*Sessional Papers No. 88.*)

Return, *re* Licenses for use of pound nets on Lake Nipissing. (*Sessional Papers No. 89.*)

Return, *re* Licences, pound nets, North Channel. (*Sessional Papers No. 90.*)

Return, *re* Public School Inspectors since 1870. (*Sessional Papers No. 91.*)

Resolved, That this House doth concur in the Third Report of the Committee on Printing.

On motion of Mr. Ross, seconded by Mr. Gibson.

Resolved, That on and after To-morrow, for the remainder of the Session there shall be a Sitting of the House at Eleven of the Clock in the forenoon, Mr. Speaker to leave the Chair at One of the Clock until Three, without the Question being put, and that there shall be a Sitting of the House on Saturday next, at Eleven of the Clock A.M., Mr. Speaker to leave the Chair at One of the Clock P.M., without the Question being put.

The Order of the Day for resuming the Adjourned Debate on the motion—and Amendment—for the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read,

The Debate was resumed.

And the House having continued to sit until Twelve of the Clock, Midnight,

FRIDAY 22nd APRIL, 1904,

The Debate was continued.

And after some time, the Amendment, having been put, was lost on the following division :

YEAS.

MESSIEURS

Barr	Fox	Little (Cardwell)	Preston (Durham)
Beatty	Gallagher	Lucas	Pyne
Brower	Gamey	Macdairmid	Reaume
Carnegie	Hanna	McLeod	Reid
Carscallen (Lennox)	Hendrie	Mahaffy	St. John
Clark (Bruce)	Hoyle	Matheson	Smyth
Crawford	Jamieson	Morrison	Sutherland
Downey	Jessop	Murphy	Tucker
Duff	Joynt	Nesbitt	Whitney
Dunlop	Kidd	Pearce	Willoughby—45
Eilber	Kribs	Powell	
Foy	Lackner		

NAYS.

MESSIEURS

Anderson	Davidson	Latchford	Routledge
Auld	Davis	Lee	Ross
Barber	Dickenson	Little (Norfolk)	Russell
Bowman	Dryden	MacKay	Smith (Peel)
Brown	Evanturel	McCart	Smith
Burt	Gibson	Michaud	(Sault Ste. Marie)
Caldwell	Graham	Munro	Stock
Cameron (Huron)	Gross	Pardo	Stratton
Carr	Guibord	Pense	Taylor
Clarke	Harcourt	Pettypiece	Thompson
(Northumberland)	Hislop	Preston (Brant)	Truax—48
Conmee	Holmes	Richardson	
Currie	James	Rickard	

PAIRS :

None.

Mr. Whitney then moved, seconded by Mr. Foy,

That the Vote just given by James Conmee and Charles M. Bowman, Members of this House against the Motion in favour of postponing the second reading of Bill (No. 129), be disallowed, they having a direct, joint pecuniary interest in the said Bill.

Whereupon Mr. Ross raised a Point of Order that the Motion was irregular, in that it contained the names of two Members, which is contrary to the practice in such case made and provided.

Mr. Speaker said, that as there would be considerable further discussion and other points to decide, he thought it preferable to postpone his ruling until the next Sitting of the House.

The House then adjourned at 12.20 A. M.

Friday, April 22nd.

PRAYERS.

11 O'CLOCK, A.M.

The Order of the Day for resuming the Adjourned Debate on the motion for the second reading Bill (129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie, having been read,

Mr. Whitney, rising in his place and addressing Mr. Speaker, asked his permission and that of the House, to withdraw his Motion made at an earlier hour of this morning, in order that the same might be disposed of upon the Main Motion for the second reading of the Bill; which proposal being acceded to, the Motion was withdrawn.

The Original Motion for the second reading, having been then again put was carried on the following division :

YEAS.

MESSIEURS.

Anderson	Davidson	Latchford	Routledge
Auld	Davis	Lee	Ross
Barber	Dickenson	Little (Norfolk)	Russell
Bowman	Dryden	MacKay	Smith (Peel)
Brown,	Evanturel	McCart	Smith
Burt	Gibson	Michaud	(Sault Ste. Marie)
Caldwell	Graham	Munro	Stock
Cameron (Huron)	Gross	Pardo	Stratton
Carr	Guibord	Pense	Taylor
Clarke	Harcourt	Pettypiece	Thompson
(Northumberland)	Hislop	Preston (Brant)	Truax—48.
Connée	Holmes	Richardson	
Currie	James	Rickard	

NAYS.

MESSIEURS.

Barr	Fox	Little (Cardwell)	Preston (Durham)
Beatty	Gallagher	Lucas	Pyne
Brower	Gamey	Macdiarmid	Reaume
Carnegie	Hanna	McLeod	Reid
Carscallen (Lennox)	Hendrie	Mahaffy	St. John
Clark (Bruce)	Hoyle	Matheson	Smyth
Crawford	Jamieson	Morrison	Sutherland
Downey	Jessop	Murphy	Tucker
Duff	Joynt	Nesbitt	Whitney
Dunlop	Kidd	Pearce	Willoughby—45.
Eilber	Kribs	Powell	
Foy	Lackner		

PAIRS :

None.

Mr. Whitney then moved, seconded by Mr. Foy

That the vote just given by James Connée and Charles M. Bowman, Members of this House on the Amendment in favour of postponing the second reading of Bill (No. 129), be disallowed, they having a direct, joint, pecuniary interest in the said Bill.

Whereupon Mr. Ross again raised the point of order, that the motion was irregular, in that it contained the names of two Members, which is contrary to the practice in such case made and provided.

And after argument had been urged *pro* and *con*,

Mr. Gibson moved in Amendment, seconded by Mr. Harcourt,

That all the words in the Motion after the first word "That" be struck out and the following substituted therefor:—"this House is of the opinion, that in the case of motions for disallowance of Votes on the ground of Members having a direct pecuniary interest in the subject under discussion, each such motion should, in accordance with proper Parliamentary practice, be confined to the case of one Member only."

And it being One of the Clock, Mr. Speaker left the Chair, to resume the same at Three O'Clock.

3 O'CLOCK P.M.

Mr. Gibson, rising in his place and addressing himself to Mr. Speaker, said upon consideration he would ask leave of the House to withdraw his Amendment to the motion of the Member for Dundas, in order that Mr. Speaker might rule upon the point of order raised, and the Amendment, with the consent of the House, was then withdrawn.

Mr. Speaker then addressed the House as follows:—

Yesterday the Honourable member for West Hamilton (Mr. Hendrie) stated on the Floor of the House that he was a Director and Shareholder in a Company who were creditors of the Lake Superior Power Company, and wished to know from the Speaker whether he would be entitled to vote on the second reading of Bill (No. 129), Respecting Aid to the Algoma Central and Hudson Bay Railway and Associated Industries at Sault Ste. Marie.

Before giving a direct answer to his question I took occasion to call attention to the Rules of this House, the Canadian House of Commons, and the British House of Commons, quoted two extracts from 10th Edition of May, and gave a brief summary of precedents.

Ontario Rule No. 16.

No member is entitled to vote upon any question in which he has a direct pecuniary interest, and the vote of any member so interested shall be disallowed.

Canadian House of Commons Rule No. 16.

Is precisely the same as the Ontario Rule No. 16 excepting one word in the last clause—the word “*will*” instead of “*shall*.”

British Rule No. 217.

No member is entitled to vote upon a question in which he has a direct pecuniary interest not held in common with the rest of the subjects of the Crown, and the vote of any such member so interested shall be disallowed

10th Edition May, page 353.

In order to operate as a disqualification, this interest must be *immediate* and *personal* and not merely of a general or remote character.

10th Edition May, page 359.

Disallowance of a vote on the score of personal interest is *restricted* to cases of *pecuniary* interest.

I have collected a great number of precedents on this question and give a brief summary of some of them,—

10th Ed.

May, page

357. Speaker

Peele, B.H.C.

E. Han. 285,
page 1222.

10th Ed. May
page 357.

Speaker Bain,
in 1900 quot-
ing Speaker.

Denison, B.H.
C. First Lord

of Treasury,
Mr. A. J.

Balfour. E.
Han. 1892.

March 11th.
page 646.

These matters
always left by
the Govern-
ment and

Speaker and
Chairman of

Committee
entirely to the
decision of the
House.

10th Ed. May,
page 354.

1. A member's right to vote cannot be called in question on the ground of personal or pecuniary interest until the division has taken place.

2. The question cannot be raised as a point of order for the Speaker to decide, but must be brought up as a substantive motion to be dealt with by the House after the division has taken place.

When a member's vote is so challenged he may be heard in his place and should then withdraw immediately during the time the House is considering the motion.

3. I have been unable to find any Canadian or English precedent for the disallowance of any member's vote on any Public Bill. There are instances of votes having been challenged but in no case has a

vote on a Public Bill been disallowed, and in no instance has a member's vote been challenged on the ground of his being a creditor. There have been disallowances of votes on Private Bills.

I find however, that in Committee of Supply in the British Parliament, March 8th and 11th, 1892, the votes of three members who had voted in Committee on March 4th for a grant in aid of cost of survey of the Mombasa and Victoria Nyanza Railway were objected to and disallowed on the ground that two were directors and one was a Shareholder in the East Africa Chartered Company.

Votes—Ayes 154. Noes—149.

4. A motion that the vote of (a member named) be disallowed shall not embrace the name of more than one member.

There is no rule or custom as to the extent of the personal interest which would disqualify; the House decides each case on its merits.

5. Members having personal interest can speak in favour of, or against, a measure and can move amendments, even when not entitled to vote.

6. In answer to the question of the Honourable Member for West Hamilton, I will repeat the words of Speaker, A. W. Peel, of the British House of Commons, who, in 1885, in reply to a somewhat similar question from Lord R. Churchill, stated ;—

“There is no rule or custom of the House on the subject and I should recommend each member to be guided by his own feelings on the matter, and to vote, or abstain from voting, as he thinks fit. Of course, Honourable Members will understand that there is a risk of having their votes disallowed by the subsequent action of the House, if the House should think their interest was too direct.”

I give these words of Speaker Peel as an answer to the question of the Honourable Member; also as an answer to the Honourable Member for Leeds, who has just stated that he is a creditor on a contract for surveying, etc.

and now I submit my ruling upon the Motion before the House to disallow the votes of two Members.

Vol. 147.
E. C. J.
March 4,
page 82.
March 8,
page 90.
March 11,
page 98.
Hansard 1892.
4th Series,
Vol. 2.
March 4,
page 50.
March 8,
page 323.
March 11,
page 639.
10th Ed. May
page 271-272.
E.C.J., 1799
1800, page 732.

10th Ed. May.
page 388.

E. Hansard,
Vol. 298, 1885,
page 342.

The point as to whether challenges should be taken separately has never been raised either here or in Britain, but the weight of precedents in favour of having them heard separately, is overwhelming.

I first cite a paragraph about complicated motions, in May 10th Edition, page 271.—

“When two or more separate propositions are embodied in a motion, or in an amendment, the Speaker calls the attention of the House to the circumstance, and if objection is taken, he puts the question on each proposition separately, restricting debate to each proposition in turn.”

It is quite clear that if the question ever had been raised either in the British House or here, the decision must have been in favour of having the challenges made separately and the decision is so made, subject of course to an appeal to the House, if the ruling is not satisfactory.

Ontario Cases.

There have been two instances in the Ontario House on disallowance of votes.

1869. One in 1869 on the subject of a clause in the Assessment Act which exempted the salaries of Cabinet Ministers from income tax.

1898. The other in 1898 on the Constables Vote.

Both motions contained the names of more than one member. Both motions were ruled out of order by the Speaker on the ground that the Bills in question were Public Bills and not such as were contemplated by Rule 16, so that in neither of these cases were the votes objected to, dealt with either separately or collectively.

English Cases heard together.

Mombasa case
1892

In the British House there have been two cases in which objections have been made against several members in one motion.

1. The Mombasa case in 1892, mentioned yesterday, where in Committee of Supply the votes of three members were objected to and there being no objection raised, all three retired, and the votes were disallowed. In this case, however, the objection was not against votes upon a Public Bill.

2. The Manchester Ship Canal case, March 9th, 1886.

141 E. C. J. page 83.

when on the second reading of the Bill objections were made against the votes of Mr. Plunkett and Mr. Tipping, and a motion was made

to disallow their votes. No objection being made to the motion, they were heard in their places and then withdrew. The motion was rejected by a majority of 210.

This is the only instance in British or Canadian Parliamentary procedure where more than one name was embraced in a motion to disallow, when the Speaker was in the Chair, and the only instance in Committee of the Whole is the Mombasa case just referred to.

Cases in which objections have been made and heard separately.

Loyalty Loan of £18,000,000, June 1st, 1797.

E.C.J. 52, page 632.

On a proposal to pay back interest to the subscribers. Objections made separately against rights of Geo. Rose and Wm. Huskisson. Motion made that vote of Geo. Rose, Esq., be disallowed. Mr. Rose was heard in his place, then retired, motion negatived. Motion to disallow the vote of Mr. Huskisson was made. Mr. Huskisson was heard in his place, then withdrew, motion negatived.

London Flour Company Bill, (Private Bill) July 4, 1800.

E.C.J. 55, page 732.

Objections made separately against the votes of five members.—

Wm. Devaynes, Sir John Call, John Frere, Robt. Biddulph, and Sir Robert Preston. Four separate motions were made, and each member heard in his place, then withdrawing, while motion in each case was carried to disallow. Sir Robert Preston not being in his place, a motion was made and voted upon, that he attend this House in his place on Monday morning next. Motion negatived.

Gaming Discontinuance Bill. July 10th, 1844.

E.C.J. 99, page 486.

Objections to votes of Sir Geo. Bentwick and Mr. Gregory made and heard separately. In each case the motion to disallow was, by leave of the House, withdrawn.

The Glasgow, Dumfries and Carlisle Railway Bill. June 16, 1846.

E.C.J. 101, Pt. 2., page 873.

Objections made separately against the votes of Mr. Masterman and Mr. P. Stewart—Directors—and heard separately. Motion to disallow made in each case and negatived.

Canadian case. Canadian Journals— June 18 and 20th, 1856.

Pages 662, 779, 680.

A Public Bill to grant additional aid to the Grand Trunk Railway Company of Canada.

Objections made against the votes of three Grand Trunk Shareholders, heard separately. Mr. Crawford, Attorney-General Cartier, and Mr. Lemieux. In each case motion was made to disallow vote, member withdrew, and motion negatived.

I now refer to the latest case of all—a British case,—and similar to the one in question, in so far as it was a motion for the second reading of a Bill with amendment, that it be read this day six months.

London North Western Railway Bill, April 30, 1901.

E.C.J. 156, page 149.

Objections made separately against votes of Mr. McCartney, Col. Lockwood and Mr. Houldsworth, and heard separately. In each case motion was made to disallow, member was heard in place, then withdrew, and motion negatived.

This is a matter of considerable importance, and I have looked up the authorities and precedents with great care. The House will no doubt agree with me that the great weight of evidence is in favour of a motion to disallow, containing one name only, and I might add, that as it is necessary for a member challenged to withdraw after he is heard in his place, it would be unreasonable to include more, if more than one could be named, twenty or more might be, and, in that way, a minority could take control of the House. I have no doubt upon the question and feel it my duty to rule the motion out of order

— — — — —
Mr. Whitney then moved, seconded by Mr. Foy,

That the Vote just given by James Conmee, a Member of this House, on the motion for the second reading of Bill (No. 129), be disallowed, he having a direct pecuniary interest in the said Bill.

— — — — —
Mr. Conmee, at this point, arose and said,

“I have no pecuniary interest in the Bill. Further, I have no interest in the Bill except as Representative of a great Constituency and an interest in common with the rest of His Majesty’s subjects.”—Mr. Conmee then withdrew from the Chamber.

— — — — —
The Members having then been called in and the Motion having been put, the same was lost on the following division :

YEAS :

Messieurs.

Barr	Foy	Kribs	Powell
Beatty	Fox	Lackner	Preston (Durham)
Brower	Gallagher	Little (Cardwell)	Payne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Macdiarmid	Reid
Clarke (Bruce)	Hendrie	McLeod	St. John
Crawford	Hoyle	Mahaffy	Smyth
Downey	Jamieson	Matheson	Sutherland
Duff	Jessop	Morrison	Whitney
Dunlop	Joynt	Murphy	Willoughby—43
Eilber	Kidd	Nesbitt	

NAYS:

Messieurs.

Auld	Davis	Latchford	Routledge
Barber	Dickenson	Lee	Ross
Bowman	Dryden	Little (Norfolk)	Russell
Brown	Evanturel	MacKay	Smith (Peel)
Burt	Gibson	McCart	Smith
Caldwell	Graham	Munro	(Sault Ste. Marie)
Cameron (Huron)	Gross	Pardo	Stock
Carr	Guibord	Pense	Stratton
Clarke	Harcourt	Pettypiece	Taylor
(Northumberland)	Hislop	Preston (Brant)	Thompson
Currie	Holmes	Richardson	Truax—45
Davidson	James	Rickard	

PAIRS.

Tudhope.....	Carscallen (Hamilton.)
Cameron (Fort William).....	Beck.
Anderson.....	Pearce.
Michaud.....	Tucker.

Mr. Whitney then moved, seconded by Mr. Hanna.

That the Vote just given by Charles M. Bowman, a Member of this House on the motion for the second reading of Bill (No. 129), be disallowed, he having a direct pecuniary interest in the said Bill.

Mr. Bowman, at this point, arose and said.

"I have no direct pecuniary interest in the Bill. The only interest I have in the measure is in common with the general public and as the representative of a Constituency, which I believe, strongly favours the measure."—Mr. Bowman then withdrew from the Chamber.

The Members having then been called in and, the Motion having been put the same was lost on the following division :

YEAS :

MESSIEURS

Barr	Foy	Kribs	Powell
Beatty	Fox	Lackner	Preston (Durham)
Brower	Gallagher	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	MacDairmid	Reid
Clarke (Bruce)	Hendrie	McLeod	St. John
Crawford	Hoyle	Mahaffy	Smyth
Downey	Jamieson	Matheson	Sutherland
Duff	Jessop	Morrison	Whitney
Dunlop	Joynt	Murphy	Willoughby—43
Eilber	Kidd	Nesbitt	

NAYS :

MESSIEURS

Auld	Davis	Latchford	Routledge
Barber	Dickenson	Lee	Ross
Brown	Dryden	Little (Norfolk)	Russell
Burt	Evanturel	MacKay	Smith (Peel)
Caldwell	Gibson	McCart	Smith
Cameron (Huron)	Graham	Munro	(Sault Ste. Marie)
Carr	Gross	Pardo	Stock
Clarke	Guibord	Pense	Stratton
(Northumberland)	Harcourt	Pettypiece	Taylor
Conmee	Hislop	Preston (Brant)	Thompson
Currie	Holmes	Richardson	Truax—45.
Davidson	James	Rickard	

PAIRS.

Tudhope	- - - - -	Carscallen (Hamilton.)
Cameron (Fort William)	- - - - -	Beck.
Anderson	- - - - -	Pearce.
Michaud	- - - - -	Tucker.

The Main Motion having been then again put, was declared carried and the Bill was accordingly read the second time and referred forthwith to a Committee of the Whole House.

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Mr. Ross then moved

That the Bill be read the third time forthwith.

Mr. Matheson moved in Amendment, seconded by Mr. Crawford.

That all the words of the Motion, after the word "That" be omitted, and the following substituted : "the Bill be now read the third time, but be forthwith re committed to a Committee of the Whole House with instructions to amend the same by inserting as subsection 4 of section 7, the following :—

"(4) That the amount necessary to provide the re-organized Company with the cash capital required for the completion of the construction and equipment of the Algoma Central and Hudson Bay Railway Company to the Canadian Pacific Railway, as required by ss. 1 of section 4, has been duly provided."

And the Amendment having been put, was lost on the following division :—

YEAS :

MESSIEURS

Barr	Foy	Kribs	Powell
Beatty	Fox	Lackner	Preston (Durham)
Brower	Gallagher	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Macdairmid	Ried
Clark (Bruce)	Hendrie	McLeod	St. John
Crawford	Hoyle	Mahaffy	Smyth
Downey	Jamieson	Matheson	Sutherland
Duff	Jessop	Morrison	Whitney
Dunlop	Joynt	Murphy	Willoughby—43.
Eilber	Kidd	Nesbitt	

NAYS :

MESSIEURS

Auld	Davidson	James	Rickard
Barber	Davis	Latchford	Routledge
Bowman	Dickenson	Lee	Ross
Brown	Dryden	Little (Norfolk)	Russell
Burt	Evanturel	MacKay	Smith (Peel)
Caldwell	Gibson	McCart	Smith
Cameron (Huron)	Graham	Munro	(Sault Ste. Marie .
Carr	Gross	Pardo	Stock
Clark	Guibord	Pense	Stratton
(Northumberland)	Harcourt	Pettypiece	Taylor
Connée	Hislop	Preston (Brant)	Thompson
Currie	Holmes	Richardson	Truax—46.

PAIRS.

Tudhope	Carscallen, (Hamilton.)
Cameron (Fort William)	Beck.
Anderson	Pearce.
Michaud	Tucker.

The Motion for the third reading, having been then again put, was carried on the following division.

YEAS:

MESSIEURS

Auld	Davidson	James	Rickard
Barber	Davis	Latchford	Routledge
Bowman	Dickenson	Lee	Ross
Brown	Dryden	Little (Norfolk)	Russell
Burt	Evanturel	MacKay	Smith (Peel)
Caldwell	Gibson	McCart	Smith
Cameron (Huron)	Graham	Munro	(Sault Ste. Marie)
Carr	Gross	Pardo	Stock
Clark	Guibord	Pense	Stratton
Northumberland)	Harcourt	Pettypiece	Taylor
Conmee	Hislop	Preston (Brant)	Thompson
Currie	Holmes	Richardson	Truax—46

NAYS:

MESSIEURS

Barr	Foy	Kribs	Powell
Beatty	Fox	Lackner	Preston (Durham)
Brower	Gallagher	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Macdiarmid	Reid
Clark (Bruce)	Hendrie	McLeod	St. John
Crawford	Hoyle	Mahaffy	Smyth
Downey	Jamieson	Matheson	Sutherland
Duff	Jessop	Morrison	Whitney
Dunlop	Joynt	Murphy	Willoughby—43
Eilber	Kidd	Nesbitt	

PAIRS.

Tudhope	Carscallen, (Hamilton.)
Cameron (Fort William)	Beck.
Anderson	Pearce.
Michaud	Tucker.

And the Bill was then read the third time and passed.

The Order of the Day for the second reading of Bill (No. 158), Respecting certain Aid towards the construction of the James Bay Railway, having been read, Mr. Ross moved,

That the Bill be now read the second time.

And the Motion, having been put, was carried on a Division.

And the Bill was read the second time and referred forthwith to a Committee of the Whole House.

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment,

Ordered, That the Bill be read the third time To-day.

The House resolved itself into a Committee to consider Bill (No. 154), Respecting the encouragement of the Sugar Beet Industry and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time To-day.

The House resolved itself into a Committee to consider Bill (No. 155), To amend the Supplementary Revenue Act, 1899, and, after some time spent therein Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered That the Bill be read the third time To-day.

The House resolved itself into a Committee to consider Bill (No. 161), To amend the Charity Aid Act and after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The House resolved itself into a Committee to consider Bill (156), To amend the Election Law and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration* forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time To-day.

And it being Six of the Clock, Mr. Speaker left the Chair to resume the same at 8 p.m.

8 O'CLOCK P.M.

The following Bill was read the second time:—

Bill (No. 108), Amending the Act respecting Aid by Land Grant, to the Thunder Bay, Nepigon and St. Joe Railway Company.

Referred to a Committee of the Whole House forthwith.

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The following Bill was read the second time:—

Bill (No. 163,) To amend the Separate Schools Act.

Referred to a Committee of the Whole House To-morrow.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That the Rule 50 of the Legislative Assembly be repealed and the following substituted therefor:—

50. The officers of the Law Department shall be the Law Clerk, the Assistant Law Clerk and the Chief Clerk of Committees, and they shall have such clerical assistance as shall be necessary.

(1) The duties of the Law Clerk shall be

- (a) To supervise the work of the clerks of Committees and generally to be responsible for the correctness of all Bills in their various stages.
- (b) To prepare or revise such legislation as may be required by the Executive Council prior to its introduction in the House.
- (c) To see that Private Bills are got in as far as possible and printed before the House meets, and that the petitions and proofs for special legislation are duly filed and to facilitate the work of the Standing Orders and Private Bills Committees.

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- (d) To examine every Private Bill and make proper side notes thereon before being printed and in case the Bill does not conform to recognized precedents or contains any manifest error or impropriety, to communicate with the promoter of the Bill with a view to its correction before printing; after the printing of a Private Bill to prepare a report thereon for the chairman of the Private Bills Committee.
 - (e) To examine every public Bill after its first reading in the House and make proper side notes thereon, and in case the Bill appears to him to be incorrect in any particular, to consult the member introducing the same and make such alterations as may be deemed advisable.
 - (f) To report to the Lieutenant-Governor in Council any matters arising out of special legislation of an unusual character or which may in his opinion prejudicially affect the public interests.
 - (g) To see that the annual volume of Statutes is prepared and printed within thirty days after the close of the Session.
 - (h) To be present whenever required on the floor of the House when any public or private bill is in Committee of the Whole House.
- (2) The Assistant Law Clerk shall perform the duties of the Law Clerk in case of his absence from the office, and render assistance in respect of the matters above referred to whenever called upon so to do. He shall act as Secretary of the Municipal Committee, the Private Bills Committee and the Legal Committee, and when owing to two committees sitting at the same time, it is impossible for the Assistant Law Clerk to attend one of them, the Law Clerk shall take his place.
- (3) The clerks of the Law Department shall keep such office hours as circumstances shall require. The Law Clerk and Assistant Law Clerk shall remain in attendance at the office whenever the Legislative Assembly or any Committee thereof is sitting, and on other days during the Session from 9.30 A.M. to 10 P.M.
- (4) The Law Clerk and Assistant Law Clerk shall render such assistance to members in the preparation of Bills as the time at their disposal may permit.
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The House resolved itself into a Committee to consider Bill (No. 69), Respecting the Strathroy and Western Counties Railway Company and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Mr. Pettypiece then moved,

That the Bill be now read the third time.

Mr. Beck moved in Amendment, seconded by Mr. Matheson,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by striking out section one of the Bill.

And the Amendment, having been put, the Vote was declared a Tie, on the following division:

YEAS.

MESSIEURS.

Barr	Eilber	Kidd	Powell
Beatty	Foy	Kribs	Preston (Durham)
Beck	Fox	Little (Cardwell)	Pyne
Brower	Gallagher	Lucas	Reaume
Carnegie	Gamey	Macdiarmid	Reid
Carscallen (Lennox)	Hanna	McLeod	St. John
Clark (Bruce)	Hendrie	Mahaffy	Smyth
Crawford	Hoyle	Matheson	Sutherland
Downey	Jamieson	Morrison	Whitney
Duff	Jessop	Murphy	Willoughby—43
Dunlop	Joynt	Nesbitt	

NAYS.

MESSIEURS.

Auld	Davis	Latchford	Routledge
Bowman	Dickenson	Little (Norfolk)	Ross
Brown	Dryden	MacKay	Russell
Burt	Evanturel	McCart	Smith (Peel)
Caldwell	Gibson	Munro	Smith
Cameron (Huron)	Graham	Pardo	(Sault Ste. Marie)
Carr	Gross	Pense	Stock
Clarke	Harcourt	Pettypiece	Stratton
(Northumberland)	Hislop	Preston (Brant)	Taylor
Connree	Holmes	Richardson	Thompson
Currie	James	Rickard	Truax—43
Davidson			

PAIRS.

None.

And the Votes being equal, Mr. Speaker said,

That in his opinion, as the section proposed to be eliminated, was so important an integral part of the measure, it should not be interfered with and that therefore, he would vote against the amendment.

And the Amendment being then declared in the negative and the motion for the third reading being again put, was carried, and the Bill was read the third time and passed.

The Order of the Day for the House to resolve itself into the Committee of the Whole on Bill (No. 147), Respecting certain By-laws concerning drainage in the Townships of Osnabruck and Cornwall, having been read,

Ordered, That the Order be discharged, and that the Bill be withdrawn.

Ordered, That the fees, less the actual cost of printing, be remitted on Bill (No. 147), Township of Osnabruck.

Mr. Joynt asked the following Question :

Have the Government—in view of the decision of the High Court, with reference to the Ferry across the International Boundary at or near Sault Ste. Marie—done anything, or, do they intend to do anything, towards acquiring for the Province, all the revenue from such ferry, or, have they considered the propriety of restoring the revenue to the local municipalities in which the Canadian end of the ferry is, as existed prior to the taking away of the ferry rights by the Government of Canada, which the decision of the Court held to be unjustifiable.

To which the Attorney-General replied as follows :

The Government has not, so far, taken any positive action towards acquiring the revenue from the ferry in question, but have had under consideration the effect of the decision in the rights of the Province in respect of Ferries.

Mr. Gamey asked the following Question :

1. Has the Government, or any member thereof, had any correspondence, or conversation, with any party or parties, regarding the establishment of a customs smelter in Northern Ontario, within the last three years, and if so, what aid did the Government promise towards such a smelter. 2. With whom was such correspondence, or conversation, had. 3. Is the Government now desirous of assisting, by bonus, or otherwise, a customs smelter in Northern Ontario.

And the Commissioner of Crown Lands replied in the words following :

1. There has been a little correspondence on the subject of a customs smelter in Northern Ontario and probably also conversations, of which there is no

record, with individuals on the same topic. No definite proposition for the erection of such a smelter has been made within the last three years, and no specific aid promised.

2. The only letter on file appears to be one from Rev. Harry Appleton, of Calumet, Mich.

3. The Government is now and has always been desirous of seeing custom and other smelters erected in Northern Ontario, and is willing to facilitate their establishment in every way that may be deemed in the public interest.

Mr. Smyth asked the following Question :

1. What lands have been withdrawn from sale, or exploration, to meet the land grants of this House to (1) The Algoma Central Railway. (2) The Manitoulin and North Shore Railway. 2. What is the date of the last extension of the time for selecting the lands under the land grants from this House to (a) The Algoma Central Railway ; (b) The Manitoulin and North Shore Railway Company. 3. By whose authority was the same made. 4. When was it made. 5. When does it expire. 6. What is the intention of the Government as to granting any further extension to the Companies or either of them, for the purpose of selecting land under the land grants made to the Companies by this House.

And the Commissioner of Crown Lands replied in the words and figures following :

1. (1) The following is a description of the lands which were withdrawn on account of the land grant to the Algoma Central Railway Company :

“ Being all that portion of land or territory in the Districts of Algoma and Thunder Bay commencing at the northeast angle of the Township of Hodgins, thence due north along Speight's meridian line to the right of way of the Canadian Pacific Railway, thence following the southerly limit of the said right of way and any station or switching grounds owned or used by the said Canadian Pacific Railway Company, northerly and westerly to the intersection of the said right of way with the limit between townships numbers sixty-seven and sixty-eight, as run by O.L.S Elihu Stewart in 1893 about two miles west of White River Station, thence due south astronomically to Lake Superior, thence easterly and southerly following the water's edge of Lake Superior to the northwest angle of the township of Kars, thence easterly following the northerly limits of the townships of Kars, Fenwick, VanKoughnet, Deroche and Hodgins to the place of beginning, excepting thereout such lands as may be under the jurisdiction of the Department of Indian Affairs, Ottawa, as Indian Reserves or

otherwise, saving and excepting further out of the said lands or territory any land that may be nearer to the town of Sault Ste. Marie than twenty miles or nearer to the Michipicoten Harbour than ten miles, reserving also from the territory herein described any such lands as may be located or claimed by settlers or others having any right or interest therein under sections 5 and 7 of Chap. 30, 63 Victoria, and the right of the Crown to deal with such lands in such way as may seem right and proper."

From the lands so withdrawn the following territory has been struck out by Order-in-Council of 3rd June, 1903, and restored to exploration for mining, etc.:

Township 26, Range XXV.

Projected lots 1 to 12, inclusive, in projected concession 1.

"	"	1 to 12,	"	"	"	"	2.
"	"	1 to 10,	"	"	"	"	3.
"	"	1 to 8,	"	"	"	"	4.

Township 27, Range XXV.

Projected lots 1 to 10, inclusive, in projected concession 1.

"	"	1 to 10,	"	"	"	"	2.
"	"	3 to 10,	"	"	"	"	3.
"	"	3 to 10,	"	"	"	"	4.
"	"	7 to 10,	"	"	"	"	5.

Township 28, Range XXIII.

Projected lots 3 to 10, inclusive, in projected concession 1.

"	"	3 to 10,	"	"	"	"	- 2.
"	"	3 to 8, and projected lot 12,	in projected concession 3.				
"	"	3 to 8, inclusive,	in projected concession 4.				
"	"	3 to 8,	"	"	"	"	5.
"	"	1 to 8,	"	"	"	"	6.

Township 28, Range XXIV.

Projected lots 1 to 8, inclusive, in projected concession 1.

"	"	1 to 8,	"	"	"	"	2.
"	"	3 to 6,	"	"	"	"	3.
"	"	3 to 6,	"	"	"	"	4.
"	"	1 and 2,	"	"	"	"	6.

Township 29, Range XXIII.

Projected lots 9 to 12, inclusive, in projected concessions 1, 2, 3, 4 and 5,

" " 11 and 12 in projected concession 6.

All as shewn on plan of survey filed in the Department of Crown Lands, Toronto, on behalf of the Algoma Central and Hudson Bay Railway Company

dated May 15th, 1903, and signed by C. Shields, President, and John A. Wilde, Chief Engineer and Ontario Land Surveyor.

(2) On completion of 13 miles of railway west from Sudbury, the Manitoulin and North Shore Railway Company applied for a grant of land on account of this portion of the road, asking for it in the townships of Levack, Baldwin, Hyman Trill, Cascaden and Drury. The Company's claim for a grant was examined and approved, but there being difficulties in the way of granting these lands, the application therefor has not yet been allowed, but is still under consideration. Meantime the ungranted lands in the townships named have been withdrawn from the market.

2. (a) The date of the last extension of the time for selecting the lands to be granted to the Algoma Central Railway Company was 13th June, 1903.

(b) The Order-in-Council authorizing the setting apart of lands on account of the completed portion of the Manitoulin and North Shore Railway Company is dated 31st October, 1901.

3, 4 and 5. The Act Respecting Aid by Land Grant to the Algoma Central Railway Company, 63 Victoria, chap. 30, empowered the Lieutenant-Governor in Council to set apart out of the ungranted lands of Ontario 7,400 acres *per* mile to be granted to the said Company along its lines of railway on the same being constructed in terms of the Act, and section 7 of the said Act directed that no lands should be located, leased*or sold within 10 miles of either side of the said lines of railway for the period of one year from the passing thereof. Subsequent withdrawals were by Order-in-Council, the last Order-in-Council, as above stated, bearing date the 19th day of June, 1903. The time therein provided for withholding the lands for the purpose of enabling the Company to select their grant therefrom expires 14th June, 1904.

As to the six townships above mentioned applied for by the Manitoulin and North Shore Railway Company, their withdrawal was by Departmental direction dated 6th November, 1901, under authority of the Order-in-Council above cited dated 31st October, 1901. No specified period of time was mentioned in the withdrawal.

Mr. Clark (Bruce), asked the following Question :

Why were the Townships of Merritt, Foster and Baldwin not left open for location by Veterans, as at first announced.

And the Commissioner of Crown Lands replied,

That the preliminary list of townships contained the names of Merritt, Foster and Baldwin as being open, through inadvertence. They were not open under

ordinary settlement regulations, and as there was considerable valuable pine timber in them, when the second list was issued, they were omitted from it.

Mr. Hanna asked the following Question :

1. Is Mr. Henry C. Hamilton, Master of Titles at Sault Ste. Marie. 2. If so, how long has he been Master of Titles. 3. What was his income as Master of Titles, for the years 1899, 1900, 1901 and 1902 respectively. 4. Would it be his duty, as such Master of Titles, to decide as between contending claimants to title, in certain cases. 5. Was Mr. Hamilton while Master of Titles, one of the original incorporators of the Algoma Central Railway Company. 6. Was he, while such Master of Titles, a Director of this Company. 7. Is he a Director of the Algoma Central Railway Company at the present time. 8. Is Mr. Hamilton an Officer in the Algoma Commercial Company. 9. In which of the Allied Companies was he an Officer, on the first day of October, 1903. 10. In which of the Allied Companies, is he an officer, at the present time.

And the Attorney-General replied :—

Mr. Henry C. Hamilton has been Master of Titles at Sault Ste. Marie since 5th January, 1888.

His income for the years mentioned being shewn in the Public Accounts of those years respectively, and his duties being set forth in the Land Titles Act.

The Government has no knowledge of the matters referred to in questions 5 to 10 except that it has been known that Mr. Hamilton has been acting as Solicitor or Counsel, for some of the Sault Companies.

Mr. Brower asked the following Question :

1. Are there any parties fishing on Lake Erie with pound nets, using gill nets with tug boats and if so, how many, with names of persons using gill nets with tug boats. 2. Are there any parties fishing on Lake Erie with gill nets, allowed to use them with tug boats and if so, how many and what are the names of parties allowed so to do, and the length of time they have been allowed to do so, and if it is the intention of the Government to permit them to continue in so doing.

To which the Premier replied as follows :

1. Yes ; One—Messrs. Lewis & Swan, of Port Burwell.

2. Yes ; Nine—Frank Ross, Edward Martin, John Taylor, McKeown & McKee, and Charles Ross, all of Port Maitland ; Freeman Green, of Dunnville ;

Charles Bates, of Port Burwell; H. W. Ainsley and James Low, of Port Dover. The licenses expire on the 31st December.

Mr. Smyth asked the following Question :

1. Where are the logs now located, which were cut by the Victoria Harbour Lumber Company, on Lots 1, 2, 3, 4 and 5, Concession 1, in the Township of Dana, during the year 1902-1903, the re-measurement of which logs is arranged under pending dispute. 2. When will such re-measurement take place and what precautions have been taken to preserve the quantity intact.

And the Commissioner of Crown Lands replied, that,

Part of the logs are at Victoria Harbour and part of them are at the mouth of the French River.

2. When the logs are being taken into the mill to be sawn. These logs have a different mark from the other logs of the Company, and can be easily identified.

Mr. Hendrie asked the following Question :

1. What is the distance from the present terminus of the Temiskaming and Northern Ontario Railway and the intersection with the Grand Trunk Pacific. 2. When did first survey party start work north of New Liskeard. 3. What is the estimated cost *per* mile of new section of Railway. 4. What is the detailed cost *per* mile of new section, giving quantities as scheduled in specifications. 5. How many survey parties have been employed on new section of Temiskaming Railway. 6. Has the Government, or Railway Commission, received any offers for selling, leasing, or giving running rights over said Railway.

To which the Premier replied as follows :

1. Chief Engineer, from information obtained from G. T. R. surveyors, estimates distance at from 80 to 100 miles.

2. Exploration party started August 1st; preliminary location line commenced September 20th, 1893.

3. \$25,000 *per* mile for construction.

4. Commission not yet having decided whether estimated quantities shall be furnished to intending tenders or withheld, this information is not at present available.

5. Four.

6. Commission has not.

Mr. Clark (Bruce), asked the following Question :

Has the Government received any application from the Wiarton Beet Sugar Company, or any member thereof, for a guarantee of a temporary loan to that company while it is in process of reorganization. If so, what is the intention of the Government, regarding the application.

And the Premier replied, that,

Within his present recollection, there was no application.

Mr. Lucas asked the following Question :

1. Were the buildings and erections on the old Parliament grounds, on Front street, in Toronto, sold or otherwise disposed of, and if so, when, and to whom, and upon what terms. 2. When were the same paid for.

To which the Premier replied in the words following :—

1. Sold in 1902, October 1st, to the Toronto Construction and Paving Company, Limited, for the sum of Five Thousand Dollars upon the terms as follows :—

“For the material contained in the several Buildings on the land bounded by Wellington, Simcoe, Front and John Streets.” The conditions being that “the Buildings occupied by Mr. Chase, and the cottage occupied by Mr. Simser and the Misses Birtchall are not to be disturbed until after the first of May next” (1903); and that the Company “Will have ’till the first of July, 1903, to remove the Buildings and to fill up the excavations level with the surrounding soil.”

2. Paid for in October 1902—see Public Accounts 1902—Statement No. 1, p. xxxi.

On motion of Mr. Smyth, seconded by Mr. Murphy,

Ordered, That there be laid before this House, a Return of copies of all deeds, documents, correspondence, valuations and memoranda, in any way relating to, or in connection with the sale by the Crown to James Connee, of the Town of Port Arthur, in the District of Thunder Bay, Esquire, dated on or about 20 J.

the 17th day of September, 1903, of the property comprising nine-twentieths of an acre and being part of Reserve or Block "B" on the East side of Algoma Street in the Town of Port Arthur, and located at or near the south-east corner of the intersection of Algoma and Cameron Streets.

On motion of Mr. Gamey, seconded by Mr. Dunlop,

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Government, or any Member thereof, and any person or persons, regarding the establishment of a Model, Training, or Normal School on the Manitoulin Island, or elsewhere in the Algoma District.

On motion of Mr. Cameron (Huron), seconded by Mr. Brown,

Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor praying that he will cause to be laid before this House, a Return of a copy of the Judgment of the Judicial Committee of the Privy Council in the case of the Ontario Mining Company *et al*, vs. Seybold *et al*, together with a copy of the agreement between Counsel for the Dominion of Canada and the Province of Ontario, arising out of the argument of the said Appeal.

On motion of Mr. Duff, seconded by Mr. Little (Cardwell),

Ordered, That there be laid before this House, a Return of copies of all correspondence and papers, between the Government, or any Department, or official thereof, in reference to the granting to one Henry Marsh, lumberman, of the Township of King, as a settler, or otherwise, of a lot, or the pine on a lot, in the Township of Widdifield.

On motion of Mr. Little (Norfolk), seconded by Mr. Thompson,

Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor praying that he will cause to be laid before this House, a Return of a copy of the Judgment of the Court of Appeal for Ontario, in answer to certain questions submitted involving the validity of legislation by the Province respecting the profanation of the Lord's Day and also the notes of argument and judgment of the Judicial Committee of the Privy Council upon the appeals thereto.

On motion of Mr. Pearce, seconded by Mr. Smyth,

Ordered, That there be laid before this House, a Return, giving names of all persons convicted for violation of the Liquor License Act in the District of North Hastings in the years 1902 and 1903, together with the amounts of fines and costs in each case and the dates when the same were paid.

On motion of Mr. Smyth, seconded by Mr. Nesbitt,

Resolved, That an humble Address be presented to His Honour the Lieutenant-Governor praying that he will cause to be laid before this House, a Return of copies of (1) All Orders-in-Council setting apart lands under the Land Grant Act of this House:—(a) To the Algoma Central Railway Company (by 63 Vic. (O.) c. 30 and amendments, if any, thereto); (b) The Manitoulin and North Shore Railway Company (1 Edw. VII. (O.) c. 23; 2 Edw. VII. (O.) c. 25, s. 17 and amendments, if any, thereto). (2) Copies of all Orders-in-Council or other authorization extending the time for selecting said lands. (3) Copies of all correspondence relating (a) To the setting apart of said lands; (b) To extending the time for selecting said lands.

On motion of Mr. Clark (Bruce), seconded by Mr. Downey,

Ordered, That there be laid before this House, a Return of copies of all correspondence between the Government, or any member thereof, and the Wiarton Beet Sugar Company or any of its members, respecting a Provincial guarantee of a loan to that company.

On motion of Mr. Pense, seconded by Mr. Graham,

Ordered, That there be laid before this House, a Return, giving the names of the elected members of the Senate of the University of Toronto, the dates of meetings held in the years 1901, 1902, 1903 and 1904 of the said Senate, and the number of meetings attended by each elected member during the years mentioned.

On motion of Mr. Lucas, seconded by Mr. St. John,

Ordered, That there be laid before the House, a Return of copies of all correspondence or other communications, between the Government, any official

thereof and any other person, or persons with reference to the appointment of Donald Robertson, as Police Magistrate of Rainy River District.

The Order of the Day for the third reading of Bill (No. 132), respecting County Councils having been read.

Mr. Davis moved,

That the Bill be now read the third time.

Mr. Hoyle moved in Amendment, seconded by Mr. Barr.

That all the words of the Motion, after the word "That" be omitted, and the following substituted: " the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by eliminating from subsection (1) of section 1 all the words from the word " In " in the first line down to and inclusive of the word " Council " in the sixth line and that there shall be inserted before the word " Shall " in the said sixth line the following words " The Council of every County."

And that there shall be eliminated from section (b) of the said subsection 1 all the words of the section from and inclusive of the word " next " in the fourth line, down to the end thereof and that the figures " 1906 " shall be substituted therefor, so that the section as proposed to be amended shall read as follows :—

" (1) The Council of every County shall submit to the vote of the municipal electors of such county a by-law declaring that thereafter the council of such county shall be composed of the reeves of townships and villages and the mayors of towns not separated from the county instead of representatives of the county council divisions constituted under this Act.

(a) The persons qualified to vote on such by-law shall be the persons qualified to vote at municipal elections in such local municipality.

(b) The by-law shall be submitted to the electors at the time fixed by law for holding a poll at the election of the council of each local municipality for the year 1906."

And also that there shall be struck out of subsection (b) of subsection (2) the words " for the following year and " where the same occur in the fifth line thereof.

And the Amendment, having been put, was lost on a division.

The Motion for the third reading, having been then again put, it was

Ordered, That the Bill be read the third time To-morrow.

The Order of the Day for the third reading of Bill (No. 152), The Municipal Amendment Act, 1904, having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same

The House accordingly resolved itself into the Committee; and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported That the Committee had amended the Bill as directed.

Mr. Davis then moved,

That the Bill be now read the third time.

Mr. Graham moved in Amendment, seconded by Mr. Russell,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by striking out section Three of the Bill.

And the Amendment having been put, was carried on the following division.

YEAS.

MESSIEURS.

Auld	Davidson	Lee	Routledge
Barber	Davis	Little (Norfolk)	Ross
Bowman	Dickenson	MacKay	Russell
Brown	Dryden	McCart	Smith (Peel)
Burt	Evanturel	Munro	Smith
Caldwell	Graham	Pardo	(Sault Ste. Marie)
Cameron (Huron)	Harcourt	Pense	Stock
Barr	Hislop	Pettypiece	Stratton
Clark	Holmes	Preston (Brant)	Taylor
(Northumberland)	James	Richardson	Thompson
Conmee	Latchford	Rickard	Truax—43
Currie			

NAYS.

MESSIEURS.

Barr	Foy	Kribs	Preston (Durham)
Beatty	Fox	Little (Cardwell)	Pyne
Brower	Gallagher	Lucas	Reaume
Carnegie	Gamey	McLeod	Reid
Carscallen (Lennox)	Gibson	Mahaffy	St. John
Clark (Bruce)	Gross	Matheson	Smyth
Crawford	Hanna	Morrison	Sutherland
Duff	Jamieson	Murphy	Whitney
Dunlop	Jessop	Neshitt	Willoughby—39
Eilber	Kidd	Powell	

The House accordingly resolved itself into the Committee and after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The House, according to Order, again resolved itself into the Committee of Supply.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services of 1904, the following sums :—

44. To defray the expenses of Experimental Plots - - - -	\$9,695 00
45. To defray the expenses of Experimental Dairy - - -	13,725 00
46. To defray the expenses of Central Dairy School - - - -	10,124 00
47. To defray the expenses of the Poultry Department - - -	2,410 00
48. To defray the expenses of Horticultural Department - - -	6,547 00
49. To defray the expenses of Mechanical Department - - -	900 00
50. To defray the expenses of the Macdonald Institute - - - -	12,000 00
52. To defray the expenses of maintenance and repairs of Govern- ment House - - - - -	15,500 00
53. To defray the expenses of maintenance and repairs of Parlia- ment and Departmental Buildings - - - - -	44,820 00
54. To defray the expenses of maintenance and repairs of Parlia- ment Buildings - - - - -	3,000 00
55. To defray the expenses of maintenance and repairs to Public Institutions - - - - -	210,530 00
56. To defray the expenses of maintenance and repairs to Educa- tional Buildings - - - - -	169,320 00
57. To defray the expenses of maintenance and repairs to Public Buildings in Districts - - - - -	17,600 00
58. To defray the expenses of Public Works - - - - -	105,050 00
59. To defray the expenses of Colonization and Mining Roads -	149,300 00
60. To defray the expenses of Charges on Crown Lands, outside service and surveys - - - - -	222,393 34
61. To defray the expenses of Mining Development - - -	23,300 00
62. To defray the expenses of expenditure on account of Parks -	11,100 00
63. To defray the expenses of the Refund Account, on Education Account - - - - -	1,000 00
64. To defray the expenses of the Refund Account, on Crown Lands Account - - - - -	18,500 00

65. To defray the expenses of the Municipal Fund	- -	\$243 32
66. To defray the expenses of the Land Improvement Fund	-	2,311 58
67. To defray the expenses of Miscellaneous Expenditure	-	92,200 00
68. To defray Unforeseen and Unprovided expenses	- - -	50,000 00
69. To defray expenses of Legislation, Public Institutions Main- tenance and Salaries, for month of January, 1905	-	80,000 00

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to several Resolutions; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-morrow

Resolved, That the Committee have leave to sit again To-morrow.

Mr. Ross delivered to Mr. Speaker a Message from the Lieutenant-Governor, signed by himself; and the said Message was read by Mr. Speaker, and is as follows:—

WM. MORTIMER CLARK.

The Lieutenant-Governor transmits Estimates of certain further sums required for the service of the Province for the year 1904, and recommends them to the Legislative Assembly.

GOVERNMENT HOUSE,

Toronto, April 22nd, 1904.

(*Sessional Papers No. 2.*)

Ordered, That the Message of the Lieutenant-Governor, together with the Estimates accompanying the same, be referred to the Committee of Supply.

The Order of the Day for the third reading of Bill (No. 70), To amend the Temiskaming and Northern Ontario Railway Act having been read.

Mr. Latchford moved,

That the Bill be now read the third time.

Mr Pyne moved in Amendment, seconded by Mr. Kidd,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be

forthwith re-committed to a Committee of the Whole House with instructions to amend the same by adding the following as Section 7 of the Bill.

"7. The said Railway shall be operated for the term of ten years after the completion thereof by the Government of the Province, through the Commissioners mentioned in section 21 of the said Act, or under such other conditions as may be adopted by this House, and all provisions of the said Act referring to, or authorizing the leasing of said Railway to any person or persons, or Corporations are hereby repealed."

And the Amendment, having been put, was lost on the following division:—

YEAS.

MESSIEURS.

Barr	Foy	Kribbs	Powell
Beatty	Fox	Lackner	Preston (Durham)
Brower	Gallagher	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Macdiarmid	Reid
Clark (Bruce)	Hendrie	McLeod	St. John
Crawford	Hoyle	Mahaffy	Smyth
Downey	Jamieson	Matheson	Sutherland
Duff	Jessop	Morrison	Whitney
Dunlop	Joynt	Murphy	Willoughby—43
Eilber	Kidd	Nesbitt	

NAYS.

MESSIEURS.

Auld	Davidson	James	Rickard
Barber	Davis	Latchford	Routledge
Bowman	Dickenson	Lee	Ross
Brown	Dryden	Little (Norfolk)	Russell
Burt	Evanturel	MacKay	Smith (Peel)
Caldwell	Gibson	McCart	Smith
Cameron (Huron)	Graham	Munro	(Sault Ste. Marie)
Carr	Gross	Pardo	Stock
Clarke	Guibord	Pense	Stratton
(Northumberland)	Harcourt	Pettypiece	Taylor
Connree	Hislop	Preston (Brant)	Thompson
Currie	Holmes	Richardson	Truax—46

PAIRS.

Tudhope	-	-	-	-	Carscallen (Hamilton)
Cameron (Fort William)				-	Beck.
Anderson	-	-	-	-	Pearce.
Michaud		-	-	-	Tucker.

The Motion for the third reading having been then again put, was carried on the following division:

YEAS.

MESSIEURS.

Auld	Davidson	James	Rickard
Barber	Davis	Latchford	Routledge
Bowman	Dickenson	Lee	Ross
Brown	Dryden	Little (Norfolk)	Russell
Burt	Evanturel	MacKay	Smith (Peel)
Caldwell	Gibson	McCart	Smith
Cameron (Huron)	Graham	Munro	(Sault Ste. Marie)
Carr	Gross	Pardo	Stock
Clarke	Guibord	Pense	Stratton
(Northumberland)	Harcourt	Pettypiece	Taylor
Connmee	Hislop	Preston (Brant)	Thompson
Currie	Holmes	Richardson	Truax—46

NAYS.

MESSIEURS.

Barr	Foy	Kribs	Powell
Beatty	Fox	Lackner	Preston (Durham.)
Brower	Gallagher	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Macdiarmid	Reid
Clark (Bruce)	Hendrie	McLeod	St. John
Crawford	Hoyle	Mahaffy	Symth
Downey	Jamieson	Matheson	Sutherland
Duff	Jessop	Morrison	Whitney
Dunlop	Joynt	Murphy	Willoughby—43
Eilber	Kidd	Nesbitt	

PAIRS.

Tudhope	-	-	-	-	Carscallen (Hamilton.)
Cameron (Fort William)				-	Beck.
Anderson	-	-	-	-	Pearce.
Michaud	-	-	-	-	Tucker.

And the Bill was then read the third time and passed.

Mr. Stratton presented to the House,

Return to an Order of the twenty-fifth day of March, 1904, for a Return of papers and all correspondence in connection with the issue of P tent for the south half of lot No. 8 in the 4th concession of the Township of Hutton, in the District of Nipissing. (*Sessional Papers No. 92.*)

The House then adjourned at 11.20 p. m.

Saturday, April 23rd.

PRAYERS.

11 O'CLOCK A.M.

The Order of the Day for the third reading of Bill (No. 142), The Statute Law Amendment Act, 1904, having been read,

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The Order of the Day for the third reading of Bill (No. 132), Respecting County Councils having been read,

Ordered, That the Order be discharged, and that the Bill be withdrawn.

The Order of the Day for the third reading of Bill (No. 101), To amend the Statute Law Amendment Act, 1903, having been read,

Ordered, That the Order be discharged, and that the Bill be withdrawn.

On motion of Mr. Ross, seconded by Mr. Gibson,

Resolved, That the Provincial Treasurer be authorized to extend the present contract for the printing of the Legislative Assembly for a period of five years, at the prices and on the terms of the existing contract, save and except that in the matter of composition, the contractor be allowed fifty cents *per* thousand ems instead of forty-five as in the present contract.

Mr. Caldwell, from the Committee of Supply, reported the following Resolutions :

1. *Resolved*, That a sum not exceeding Three thousand six hundred and forty dollars be granted to His Majesty to defray the expenses of the Lieutenant-Governor's office for the year ending 31st December, 1904.

2. *Resolved*, That a sum not exceeding Eighteen thousand and ten dollars be granted to His Majesty to defray the expenses of the Executive Council and Attorney-General's Department, for the year ending 31st December, 1904.

3. *Resolved*, That a sum not exceeding Twenty-one thousand seven hundred dollars be granted to His Majesty to defray the expenses of the Department of Education, for the year ending 31st December, 1904.

4. *Resolved*, That a sum not exceeding Seventy-three thousand three hundred and seventy-five dollars be granted to His Majesty to defray the expenses of the Crown Lands Department, for the year ending 31st December, 1904.

5. *Resolved*, That a sum not exceeding Forty-five thousand two hundred and fifty dollars be granted to His Majesty to defray the expenses of the Department of Public Works, for the year ending 31st December, 1904.

6. *Resolved*, That a sum not exceeding Thirty-six thousand seven hundred and fifty dollars be granted to His Majesty to defray the expenses of the Treasurer's Department, for the year ending 31st December, 1904.

7. *Resolved*, That a sum not exceeding Twenty-two thousand six hundred and forty dollars be granted to His Majesty to defray the expenses of the Provincial Secretary's Department, for the year ending 31st December, 1904.

8. *Resolved*, That a sum not exceeding Nineteen thousand one hundred and fifty dollars be granted to His Majesty to defray the expenses of the Inspection of Public Institutions, for the year ending 31st December, 1904.

9. *Resolved*, That a sum not exceeding Ten thousand four hundred and fifty dollars be granted to His Majesty to defray the expenses of Audit, License and Justice Accounts, for the year ending 31st December, 1904.

10. *Resolved*, That a sum not exceeding Fifteen thousand one hundred dollars be granted to His Majesty to defray the expenses of Registrar-General's Branch, for the year ending 31st December, 1904.

11. *Resolved*, That a sum not exceeding Nine thousand dollars be granted to His Majesty to defray the expenses of the Provincial Board of Health, for the year ending 31st December, 1904.

12. *Resolved*, That a sum not exceeding Thirty thousand one hundred and fifty dollars be granted to His Majesty to defray the expenses of the Department of Agriculture, for the year ending 31st December, 1904.

13. *Resolved*, That a sum not exceeding Nine thousand and fifty dollars be granted to His Majesty to defray the expenses of Insurance Branch, for the year ending 31st December, 1904.

14. *Resolved*, That a sum not exceeding Six thousand eight hundred dollars be granted to His Majesty to defray the expenses of Neglected Children's Branch, for the year ending 31st December, 1904.

15. *Resolved*, that a sum not exceeding Sixteen thousand dollars be granted to His Majesty to defray the Miscellaneous Expenses of Civil Government, for the year ending 31st December, 1904.

16. *Resolved*, That a sum not exceeding One hundred and eighty-five thousand four hundred and fifty dollars be granted to His Majesty to defray the expenses of Legislation, for the year ending 31st December, 1904.

17. *Resolved*, That a sum not exceeding Four hundred and seventy-eight thousand two hundred and ninety-seven dollars and twenty-nine cents be granted to His Majesty to defray the expenses of the Administration of Justice, for the year ending 31st December, 1904.

18. *Resolved*, That a sum not exceeding Five hundred and ten thousand eight hundred and eighty-eight dollars and forty-four cents be granted to His Majesty to defray the expenses of Public and Separate Schools, for the year ending 31st December, 1904.

19. *Resolved*, That a sum not exceeding One hundred and twenty-eight thousand eight hundred dollars be granted to His Majesty to defray the expenses of Collegiate Institutes and High Schools, for the year ending 31st December, 1904.

20. *Resolved*, That a sum not exceeding Nine thousand nine hundred and fifty dollars be granted to His Majesty to defray the expenses of the Departmental Library and Museum, for the year ending 31st December, 1904.

21. *Resolved*, That a sum not exceeding Forty-five thousand eight hundred and thirty-five dollars be granted to His Majesty to defray the expenses of the School of Practical Science, Toronto, for the year ending 31st December, 1904.

22. *Resolved*, That a sum not exceeding Sixty-four thousand six hundred and fifty dollars be granted to His Majesty to defray the expenses of Public Libraries, Art Schools, Literary and Scientific Institutions, for the year ending 31st December, 1904.

23. *Resolved*, That a sum not exceeding Twenty-five thousand dollars be granted to His Majesty to defray the expenses of Technical Education, for the year ending 31st December, 1904.

24. *Resolved*, That a sum not exceeding One hundred and twenty-seven thousand eight hundred and eighty dollars and ninety-eight cents be granted to His Majesty to defray the expenses of Provincial University and Mining Schools, for the year ending 31st December, 1904.

25. *Resolved*, That a sum of money not exceeding Twelve thousand eight hundred and fifty dollars be granted to His Majesty to defray the Miscellaneous expenses of Education, for the year ending 31st December, 1904.

26. *Resolved*, That a sum not exceeding Sixty-three thousand three hundred dollars be granted to His Majesty to defray the expenses of the Superannuated Public and High School Teachers, for the year ending December 31st 1904.

27. *Resolved*, That a sum not exceeding One hundred and ten thousand and seventy-one dollars be granted to His Majesty to defray the expenses of the Asylum for the Insane at Toronto, for the year ending 31st December, 1904.

28. *Resolved*, That a sum not exceeding One hundred and Thirty-eight thousand six hundred and eleven dollars be granted to His Majesty to defray the expenses of the Asylum for the Insane at London, for the year ending 31st December, 1904.

29. *Resolved*, That a sum not exceeding Eighty-seven thousand eight hundred and sixty-six dollars be granted to His Majesty to defray the expenses of the Asylum for the Insane at Kingston, for the year ending 31st December, 1904.

30. *Resolved*, That a sum not exceeding One hundred and twenty-nine thousand four hundred and eighty-eight dollars be granted to His Majesty to defray the expenses of the Asylum for the Insane at Hamilton, for the year ending 31st December, 1904.

31. *Resolved*, That a sum not exceeding Seventy-eight thousand eight hundred and sixty-two dollars be granted to His Majesty to defray the expenses of the Mimico Branch of the Asylum for the Insane at Toronto, for the year ending 31st December, 1904.

32. *Resolved*, That a sum not exceeding Eighty-seven thousand five hundred and eleven dollars be granted to His Majesty to defray the expenses of the Asylum for the Insane at Brockville, for the year ending 31st December, 1904.

33. *Resolved*, That a sum not exceeding Twenty-seven thousand one hundred and nine dollars be granted to His Majesty to defray the expenses of the Asylum for Female Patients, Cobourg, for the year ending 31st December, 1904.

34. *Resolved*, That a sum not exceeding Seventy-four thousand three hundred and twenty dollars be granted to His Majesty to defray the expenses of the Asylum for the Feeble Minded at Orillia, for the year ending 31st December, 1904.

35. *Resolved*, That a sum not exceeding Sixty-four thousand five hundred dollars be granted to His Majesty to defray expenses of the Central Prison, Toronto, for the year ending 31st December, 1904.

36. *Resolved*, That a sum not exceeding Twenty-eight thousand two hundred and fifty dollars be granted His Majesty to defray the expenses of the

Ontario Reformatory at Penetanguishene, for the year ending 31st December, 1904.

37. *Resolved*, That a sum not exceeding Forty-nine thousand three hundred and six dollars be granted to His Majesty to defray the expenses of the Institution for the Deaf and Dumb, Belleville, for the year ending 31st December, 1904.

38. *Resolved* That a sum not exceeding Thirty-four thousand two hundred and seventy-five dollars be granted His Majesty to defray the expenses of the Institution for the Blind at Brantford, for the year ending 31st December, 1904.

39. *Resolved*, That a sum not exceeding Thirty-one thousand four hundred and seventy-five dollars be granted to His Majesty to defray the expenses of the Andrew Mercer Reformatory for Women and Refuge for Girls, Toronto, for the year ending 31st December, 1904.

40. *Resolved*, That a sum not exceeding Nineteen thousand three hundred and twenty-five dollars be granted to his His Majesty to defray the expenses of Colonization and Immigration, for the year ending 31st December, 1904.

41. *Resolved*, That a sum not exceeding One hundred and eighty-four thousand nine hundred and eighty-five dollars be granted to His Majesty to defray the expenses of Special Grants for Agricultural purposes, for the year ending 31st December, 1904.

42. *Resolved*, That a sum not exceeding Seventy-nine thousand eight hundred and seventy-seven dollars be granted to His Majesty to defray the expenses of Ontario Agricultural College, for the year ending 31st December, 1904.

43. *Resolved*, That a sum not exceeding Seventeen thousand two hundred and thirty-three dollars be granted to His Majesty to defray the expenses of Experimental Farm and Feeding, Agricultural College, for the year ending 31st December, 1904

44. *Resolved*, That a sum not exceeding Nine thousand six hundred and ninety-five dollars be granted to His Majesty to defray the expenses of Experimental Plots, Agricultural College, for the year ending 31st December, 1904.

45. *Resolved*, That a sum not exceeding Thirteen thousand seven hundred and twenty-five dollars be granted to His Majesty to defray the expenses of Experimental Dairy, Agricultural College, for the year ending 31st December, 1904.

46. *Resolved*, That a sum not exceeding Ten thousand one hundred and twenty-four dollars be granted to His Majesty to defray the expenses of

Central Dairy School, Agricultural College, for the year ending 31st December, 1904.

47. *Resolved*, That a sum not exceeding Two thousand four hundred and ten dollars be granted to His Majesty to defray the expenses of the Poultry Department, Agricultural College, for the year ending 31st December, 1904.

48. *Resolved*, That a sum not exceeding Six thousand five hundred and forty-seven dollars be granted to His Majesty to defray the expenses of Horticultural Department of Agricultural College, for the year ending 31st December, 1904.

49. *Resolved*, That a sum not exceeding Nine hundred dollars be granted to His Majesty to defray the expenses of Mechanical Department at Agricultural College, for the year ending 31st December, 1904.

50. *Resolved*, That a sum not exceeding Twelve thousand dollars be granted to His Majesty to defray the expenses of Macdonald Institute and Hall, for the year ending 31st December, 1904.

51. *Resolved*, That a sum not exceeding Two hundred and thirty-two thousand one hundred and twenty-six dollars and eighty-one cents be granted to His Majesty to defray the expenses of Hospitals and Charities, for the year ending 31st December, 1904.

52. *Resolved*, That a sum not exceeding Fifteen thousand five hundred dollars be granted to His Majesty to defray the expenses of Maintenance and Repairs of Government House, for the year ending 31st December, 1904.

53. *Resolved*, That a sum not exceeding Forty-four thousand eight hundred and twenty dollars be granted to His Majesty to defray the expenses of Maintenance and Repairs of Parliament and Departmental Buildings, for the year ending 31st December, 1904.

54. *Resolved*, That a sum not exceeding Three thousand dollars be granted to His Majesty to defray the expenses of Maintenance and Repairs of Parliament Buildings, for the year ending 31st December, 1904.

55. *Resolved*, That a sum not exceeding Two hundred and ten thousand five hundred and thirty dollars be granted to His Majesty to defray the expenses of Public Institutions, for the year ending 31st December, 1904.

56. *Resolved*, That a sum not exceeding One hundred and sixty-nine thousand three hundred and twenty dollars be granted to His Majesty to defray the expenses of Educational Buildings, for the year ending 31st December, 1904.

57. *Resolved*, That a sum not exceeding Seventeen thousand six hundred dollars be granted to His Majesty to defray the expenses of Public Buildings in Districts, for the year ending 31st December, 1904.

58. *Resolved*, That a sum not exceeding One hundred and five thousand and fifty dollars be granted to His Majesty to defray the expenses of Public Works, for the year ending 31st December, 1904.

59. *Resolved*, That a sum not exceeding One hundred and forty-nine thousand three hundred dollars be granted to His Majesty to defray the expenses of construction and repairs of Colonization and Mining Roads, for the year ending 31st December, 1904

60. *Resolved*, That a sum not exceeding Two hundred and twenty-two thousand three hundred and ninety-three dollars and thirty-four cents be granted to His Majesty to defray the expenses of charges on Crown Lands on account of outside service and surveys, for the year ending 31st December, 1904

61. *Resolved*, That a sum not exceeding Twenty-three thousand three hundred dollars be granted to His Majesty to defray the expenses of Mining Development, for the year ending 31st December, 1904.

62. *Resolved*, That a sum not exceeding Eleven thousand one hundred dollars be granted to His Majesty to defray the expenses of Parks, for the year ending 31st December, 1904.

63. *Resolved*, That a sum not exceeding One thousand dollars be granted to His Majesty to defray the expenses of Refund Account, *re* Education, for the year ending 31st December, 1904.

64. *Resolved*, That a sum not exceeding Eighteen thousand five hundred dollars be granted to His Majesty to defray the expenses of Refund Account, *re* Crown Lands, for the year ending 31st December, 1904.

65. *Resolved*, That a sum not exceeding Two hundred and forty-three dollars and thirty-two cents be granted to His Majesty to defray the expenses of Refund Account, *re* Municipalities Fund, for the year ending 31st December 1904.

66. *Resolved*, That a sum not exceeding Two thousand three hundred and eleven dollars and fifty-eight cents be granted to His Majesty to defray the expenses of Refund Account, *re* Land Improvement Fund, for the year ending 31st December, 1904.

67. *Resolved*, That a sum not exceeding Ninety-two thousand two hundred dollars and seventy-five cents be granted to His Majesty to defray the expenses of Miscellaneous Expenditure, for the year ending 31st December, 1904.

68. *Resolved*, That a sum not exceeding Fifty thousand dollars be granted to His Majesty to defray the Unforeseen and Unprovided expenses, for the year ending 31st December, 1904.

69. *Resolved*, That a sum not exceeding Eighty thousand dollars be granted to His Majesty to defray the expenses of Legislation, Public Institutions Maintenance, and salaries of the Officers of the Government and Civil Service, for the month of January, 1905.

The several Resolutions, having been again read, it was

Ordered, That the further consideration of the Seventeenth, Fifty-fifth, Fifty-eighth, and Sixty-seventh Resolutions be postponed until a subsequent hour of To-day.

The remaining Resolutions were then agreed to.

The House resolved itself into a Committee to consider Bill (No. 163), To amend the Separate Schools Act, and, after some time spent therein, Mr. Speaker resumed the chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

On motion of Mr. Harcourt, seconded by Mr. Dryden,

Ordered, That the full Sessional Indemnity be paid to the following Members, unavoidably absent, because of illness, during a part of the Session:—Messieurs Latchford, Cameron (Fort William), Smith (Peel), MacKay, Barber Tudhope, Conmee, Kribs, Lucas, Carscallen (Hamilton), Jamieson, Preston (Durham), Lackner, Beck, and Gamey.

The Order of the Day for the third reading of Bill (No. 154), Respecting the encouragement of the Sugar Beet Industry having been read.

Mr. Ross moved,

That the Bill be now read the third time.

Mr. Kribs moved in Amendment, seconded by Mr. Fox.

That the following words be added to the Motion. "And this House regrets that it contains no provisions securing directly to the Farmers producing Sugar Beets, a reasonable bonus, or bounty, on each ton of beets produced and sold by them."

And the Amendment, having been put, was lost on a division.

The Motion for the third reading, having been then again put, was carried, and the Bill was read the third time and passed.

The Order of the Day for the third reading of Bill (No. 155), To amend the Supplementary Revenue Act, 1899 having been read.

Mr. Ross moved,

That the Bill be now read the third time.

Mr. Whitney moved in Amendment, seconded by Mr. Foy,

That all words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by striking out all sections thereof—being all the words in the said Bill after the word "follows" in the third line thereof and to insert instead thereof the entire provisions of Bill (No. 89), To amend the Act respecting the Assessment of property, having for its object the taxation of Railways in Ontario."

Mr. Ross raised the point of Order, that as the subject matter of the proposed Amendment had been already voted on this Session and disposed of by the House, it was clearly out of order.

And Mr. Speaker being asked to rule, said,

That the Amendment was in contravention of the practice which precluded the proposal of a question which had already passed in the negative, earlier in the Session, and therefore, it could not be entertained.

Mr. Preston (Durham), then moved in Amendment, seconded by Mr. Sutherland,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "this House regrets that the Bill contains no provision for equitable apportionment between the Province and the City, Town, Township and Village Municipalities of the Province, of the taxes to be levied under the said Bill."

And the Amendment, having been put, was lost on the following division:

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clarke (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Connée	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

PAIRS :

Michaud	-	-	-	-	Tucker.
Guibord	-	-	-	-	Joynt.
Anderson	-	-	-	-	Pearce.
Cameron (Fort William)	-	-	-	-	Beck.
James	-	-	-	-	Reid.
Gros	-	-	-	-	Gallagher.
Taylor	-	-	-	-	Eilber.
Tudhope	-	-	-	-	Carscallen (Hamilton)
Carr	-	-	-	-	Beatty.
Barber	-	-	-	-	Jamieson.
Auld	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	McLeod.

The Motion for the third reading having been then again put,

Mr. Whitney moved in Amendment, seconded by Mr. Brower,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to add a clause providing that no person who was, at any time between the twenty-ninth day of May, 1902, and the fifteenth day of April, 1904, a Member of this House, shall be appointed a member of the Commission provided for by the Bill.

And the Amendment, having been put, was lost on the following division:—

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaune
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clark	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

PAIRS :

Michaud	-	-	-	-	-	Tucker.
Guibord	-	-	-	-	-	Joynt.
Anderson	-	-	-	-	-	Pearce.
Cameron (Fort William)	-	-	-	-	-	Beck.
James	-	-	-	-	-	Reid.
Gross	-	-	-	-	-	Gallagher.
Taylor	-	-	-	-	-	Eilber.
Tudhope	-	-	-	-	-	Carscallen (Hamilton.)
Carr	-	-	-	-	-	Beatty.
Barber	-	-	-	-	-	Jamieson.
Auld	-	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	-	McLeod.

The Motion for the third reading, having been then again put, was carried on the following division :—

YEAS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

NAYS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitby
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

PAIRS :

Michaud	-	-	-	-	Tucker.
Guibord	-	-	-	-	Joynt.
Anderson	-	-	-	-	Pearce.
Cameron (Fort William)	-	-	-	-	Beck.
James	-	-	-	-	Reid.
Gross	-	-	-	-	Gallagher.
Taylor	-	-	-	-	Eilber.
Tudhope	-	-	-	-	Carscallen (Hamilton).
Carr	-	-	-	-	Beatty.
Barber	-	-	-	-	Jamieson.
Auld	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	McLeod.

And the Bill was read the third time and passed.

The Order of the Day for the the third reading of Bill (No. 156), To amend the Election Law having been read.

Ordered, That the Order be discharged, and that the Bill be forthwith again referred to a Committee of the Whole, with instructions to amend the same.

The House accordingly resolved itself into the Committee ; and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had amended the Bill as directed.

Mr. Gibson then moved,

That the Bill be read the third time forthwith.

Mr. Clark (Bruce) moved in Amendment, seconded by Mr. St. John,

That all the words of the Motion, after the word "That" be omitted, and the following substituted : "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to add clauses amending the Ontario Controverted Elections Act by providing for the forfeiture of deposits, to the Crown, for the public uses of the Province, (after deducting therefrom any costs ordered to be paid to the Member or Candidate against whom such Petition is presented), in all cases where particulars are not filed, or where a substantial part thereof is not pressed to trial.

And the Amendment, having been put, was lost on the following division :—

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Connée	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

PAIRS :

Michaud	-	-	-	-	Tucker
Guibord	-	-	-	-	Joynt
Anderson	-	-	-	-	Pearce
Cameron (Fort William)	-	-	-	-	Beck
James	-	-	-	-	Reid
Gross	-	-	-	-	Gallagher
Taylor	-	-	-	-	Eilber
Tudhope	-	-	-	-	Carscallen (Hamilton.)
Carr	-	-	-	-	Beatty
Barber	-	-	-	-	Jamieson
Auld	-	-	-	-	Macdiarmid
McCart	-	-	-	-	McLeod

And the Motion for the third reading having been then again put, was declared in the affirmative and the Bill was read the third time and passed.

The Order of the Day for the third reading of Bill (No. 158), Respecting certain Aid towards the construction of the James Bay Railway, having been read.

Mr. Ross moved,

That the Bill be now read the third time.

Mr. Hoyle moved in Amendment, seconded by Mr. Mahaffy,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by adding thereto the following clause :

"11 (a) In consideration of the guarantee of the bonds of the company the Lieutenant-Governor in Council shall from time to time, fix the freight and passenger rates to be changed or demanded by the company for the carriage of all freight and passengers between all points on the said Railway in the Province

of Ontario; provided always that before any rates are so fixed, the company shall be heard and their interests taken into consideration and the company shall be bound by the rates so paid."

And the Amendment, having been put, was declared lost on a division.

The Motion for the third reading, having been again put.

Mr. Whitney moved in Amendment, seconded by Mr. Matheson,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to strike out all provisions for the guarantee of the bonds, debentures, and securities of the said James Bay Railway Company for the mileage of the said Railway between the City of Toronto and the township of Mara in the County of Ontario."

And the Amendment, having been put, was declared lost on a division.

The Motion for the third reading, having been then again put,

Mr. Nesbitt moved in Amendment, seconded by Mr. Murphy,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by adding the following clause:

"That at no time shall the maximum passenger rate exceed two cents *per* mile."

Whereupon Mr. Speaker decided that the Amendment was out of order on the ground that the question involved, had been already decided upon by the House at an earlier period of the Session.

The Motion for the third reading being again proposed, was declared carried upon the following division:

YEAS :

MESSIEURS

Barber	Davis	Latchford	Rickard
Bowman	Dickenson	Lee	Ross
Brown	Dryden	Little (Norfolk)	Russell
Burt	Evanturel	MacKay	Smith (Peel)
Caldwell	Foy	Munro	Smith
Cameron (Huron)	Fox	Nesbitt	(Sault Ste. Marie)
Carnegie	Gibson	Pardo	Smyth
Clarke	Graham	Pense	Stock
(Northumberland)	Harcourt	Pettypiece	Stratton
Conmee	Hislop	Preston (Brant)	Taylor
Crawford	Holmes	Pyne	Thompson
Currie	Hoyle	Richardson	Willoughby—48,
Davidson	James		

NAYS :

MESSIEURS

Brower	Dunlop	Lackner	Preston (Durham)
Carscallen (Lennox)	Hanna	Little (Cardwell)	Reaume
Clark (Brant)	Jessop	Matheson	St. John
Downey	Kidd	Murphy	Sutherland
Duff	Kribs	Powell	Whitney—20.

PAIRS :

Michaud	-	-	-	-	Tucker
Guibord	-	-	-	-	Joynt
Anderson	-	-	-	-	Pearce
Cameron (Fort William)	-	-	-	-	Beck
James	-	-	-	-	Reid
Gross	-	-	-	-	Gallagher
Taylor	-	-	-	-	Eilber
Tudhope	-	-	-	-	Carscallen (Hamilton)
Carr	-	-	-	-	Beatty
Barber	-	-	-	-	Jamieson
Auld	-	-	-	-	Macdiarmid
McCart	-	-	-	-	McLeod

And the Bill was read the third time and passed.

The Order of the Day for the second reading of Bill (No. 159), Respecting Aid to certain Railways having been read,

Mr. Ross moved,

That the Bill be now read the second time.

And the Motion, having been put, was carried on a division, and referred forthwith to a Committee of the Whole House.

The House accordingly resolved itself into the Committee, and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported That the Committee had directed him to report the Bill without any amendment.

Mr. Ross then moved,

That the Bill be read the third time forthwith.

Mr. Whitney moved in Amendment, seconded by Mr. Mahaffy,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to strike out

all the provisions thereof providing for and relating to a grant of a cash subsidy of \$2,000 *per* mile and a land grant of 6,000 acres *per* mile to the Grand Trunk Pacific Railway Company for the construction of a Railway from a point on Thunder Bay on the North Shore of Lake Superior, to the inter-section of the said Railway with the Main line of the Eastern Division of the said Grand Trunk Pacific Railway.

And the Amendment, having been put, was lost on the following division :

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Traux—38.

PAIRS :

Michaud	-	-	-	-	-	Tucker
Guibord	-	-	-	-	-	Joynt
Anderson	-	-	-	-	-	Pearce
Cameron (Fort William)	-	-	-	-	-	Beck
James	-	-	-	-	-	Reid
Gross	-	-	-	-	-	Gallagher
Taylor	-	-	-	-	-	Eilber.
Tudhope	-	-	-	-	-	Carscallen (Hamilton)
Carr	-	-	-	-	-	Beatty
Barber	-	-	-	-	-	Jamieson
Auld	-	-	-	-	-	Macdiarmid
McCart	-	-	-	-	-	McLeod

The Motion for the third reading having been then again put,

Mr. Whitney moved in Amendment, seconded by Mr. Matheson,

That all the words of the Motion, after the word "That" be omitted, and the following substituted: "the Bill be not now read the third time, but be forthwith re-committed to a Committee of the Whole House with instructions to amend the same by adding as section 22 thereof the following:

"22. In case the Government of Canada shall at any time take over at a valuation, the line of the Grand Trunk Pacific Railway Company mentioned in Section 1 of this Act, the amount of cash subsidy and the amount or value of the land grant both mentioned in said section 1 of this Act and which shall have been received by the said Grand Trunk Pacific Railway Company, shall be forthwith repaid by the said Grand Trunk Pacific Railway to the Treasurer of the Province of Ontario and an agreement shall be entered into forthwith after the passing of this Act between His Majesty and the said Grand Trunk Pacific Railway Company embodying and providing for the carrying into execution the provisions of this section."

And the Amendment, having been put, was carried, and

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill amended as directed.

Mr. Ross then moved,

That the Bill be now read the third time

And the Motion, having been put, was carried on the following division:—

YEAS:

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pence	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

NAYS:

MESSIEURS

Barr	Dunlop	Kribbs	Powell
Brower	Foy	Lackner	Preston (Durham)
Carnegie	Fox	Little (Cardwell)	Pyne
Carscallen	Gamey	Lucas	Reaume
(Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.

PAIRS

Michaud	-	-	-	-	-	Tucker.
Guibord	-	-	-	-	-	Joynt.
Anderson	-	-	-	-	-	Pearce.
Cameron (Fort William)	-	-	-	-	-	Beck.
James	-	-	-	-	-	Reid.
Gross	-	-	-	-	-	Gallagher.
Taylor	-	-	-	-	-	Eilber.
Tudhope	-	-	-	-	-	Carscallen (Hamilton.)
Carr	-	-	-	-	-	Beatty.
Barber	-	-	-	-	-	Jamieson.
Auld	-	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	-	McLeod.

And the Bill was read the third time and passed.

The following Bill was introduced and read the first time :—

Bill (No. 164), intituled "An Act to amend the Act respecting the Legislative Assembly." Mr. Gibson.

Ordered, That the Bill be read the second time.

The Bill was then read the second time and referred forthwith to a Committee of the Whole House.

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had directed him to report the Bill without any amendment,

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

The Order of the Day for the House again to resolve itself into the Committee of Supply, having been read,

Mr. Ross moved,

That Mr. Speaker do now leave the Chair, and that the House do again resolve itself into the Committee of Supply,

Mr. Whitney moved in Amendment, seconded by Mr. Mahaffy.

That all the words in the Motion after the word "That" be left out and the following substituted therefor: "this House condemns the inaction of the Government on the subject of Law Reform, and especially for its failure to act upon the statement made four years ago by the Attorney-General, that he hoped to introduce at the then next Session of the Legislature, a comprehensive measure dealing with the County and Division Courts."

And the Amendment having been put, was lost on the following division:—

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Connree	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38

PAIRS :

Michaud	-	-	-	-	Tucker.
Guibord	-	-	-	-	Joynt.
Anderson	-	-	-	-	Pearce.
Cameron (Fort William)	-	-	-	-	Beck.
James	-	-	-	-	Reid.
Gross	-	-	-	-	Gallagher.
Taylor	-	-	-	-	Eilber.
Tudhope	-	-	-	-	Carscallen (Hamilton.)
Carr	-	-	-	-	Beatty.
Barber	-	-	-	-	Jamieson.
Auld	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	McLeod.

And the Main Motion having been then again put, was carried, and the House accordingly resolved itself into the Committee.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the services for 1904, the following sums :—

70. To defray the expenses of Civil Government	-	-	-	\$ 1,315 00
71. To defray the expenses of Legislation	-	-	-	1,200 00
72. To defray the expenses of Administration of Justice	-	-	-	3,825 00
73. To defray the expenses of Education	-	-	-	11,987 81
74. To defray the expenses of Public Institutions Maintenance	-	-	-	26,806 00
75. To defray the expenses of Agricultural	-	-	-	37,860 00
76. To defray the expenses of Hospitals and Charities	-	-	-	22,450 00
77. To defray the expenses of Maintenance and Repairs of Government and Departmental Buildings	-	-	-	11,425 00
78. To defray the expenses of Public Buildings	-	-	-	87,978 00
79. To defray the expenses of Public Works	-	-	-	23,600 00
80. To defray the expenses of Colonization Roads	-	-	-	20,350 00
81. To defray the expenses of charges on Crown Lands	-	-	-	27,650 00

Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had come to several Resolutions ; also, That the Committee had directed him to ask for leave to sit again.

Ordered, That the Report be received To-day.

Resolved, That the Committee have leave to sit again To-day.

Mr. Dryden moved, seconded by Mr. Stratton,

That this House doth concur in the Report of the Select Committee on Bill (No. 89), To amend the Assessment Act.

And the Motion, having been put was carried on the following division :—

YEAS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Litchford	Rickard	Truax—38

NAYS :

MESSIEURS

Barr	Foy	Lackner	Preston (Darham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35
Dunlop	Kribs	Powell	

PAIRS.

Michaud	-	-	-	-	Tucker.
Guibord	-	-	-	-	Joynt.
Anderson	-	-	-	-	Pease.
Cameron (Fort William)	-	-	-	-	Beck.
Lucas	-	-	-	-	Reid.
Gross	-	-	-	-	Gallagher.
Taylor	-	-	-	-	Eilber.
Tudhope	-	-	-	-	Carscallen (Hamilton).
Barr	-	-	-	-	Beatty.
Barber	-	-	-	-	Jamieson.
Auld	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	McLeod.

And it was

Resolved, That this House doth concur in the Report of the Select Committee on Bill (No. 89), To amend the Assessment Act.

The Order of the Day for the House again to resolve itself into the Committee of Supply, having been read

Mr. Ross moved

That Mr. Speaker do now leave the Chair and that the House do again resolve itself into the Committee of Supply.

Mr. Gamey moved in Amendment, seconded by Mr. Smyth,

That all the words of the motion after the word "That" be struck out, and the following substituted therefor: "this House regrets that the Government paid Sir John A. Boyd and Chief Justice Falconbridge, for their services as Commissioners in the Gamey charges, last Spring, the sum of \$3,500.00 each, (being upwards of \$125.00 *per* day each for twenty-seven days) while they were during all this time, in receipt of their full pay as Judges of the High Court of Justice for Ontario."

And the Amendment, having been put, was lost on the following division:—

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

PAIRS :

Michaud	-	-	-	-	-	Tucker.
Guibord	-	-	-	-	-	Joynt.
Anderson	-	-	-	-	-	Pearce.
Cameron (Fort William)	-	-	-	-	-	Beck.
James	-	-	-	-	-	Reid.
Gross	-	-	-	-	-	Gallagher.
Taylor	-	-	-	-	-	Eilber.
Tudhope	-	-	-	-	-	Carscallen (Hamilton),
Carr	-	-	-	-	-	Beatty.
Barber	-	-	-	-	-	Jamieson.
Auld	-	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	-	McLeod.

The Original Motion, having been then again put, was carried.

And the House accordingly again resolved itself into the Committee.

(In the Committee.)

Resolved, That there be granted to His Majesty, for the service of 1904, the following sum:—

82. To defray the expenses of Miscellaneous Expenses, \$30,850.00.

Mr. Speaker resumed the Chair and Mr. Caldwell reported that the Committee had come to a Resolution.

Ordered, That the Report be received forthwith.

Mr. Caldwell, from the Committee of Supply, reported the following further Resolutions:—

70. *Resolved*, That a sum not exceeding One thousand three hundred and fifteen dollars be granted to His Majesty to defray the expenses of Civil Government for the year ending 31st December 1904.

71. *Resolved*, That a sum not exceeding One thousand two hundred dollars be granted to His Majesty to defray the expenses of Legislation for the year ending 31st December, 1904.

72. *Resolved*, That a sum not exceeding Three thousand eight hundred and twenty-five dollars be granted to His Majesty to defray the expenses of Administration of Justice for the year ending 31st December, 1904.

73. *Resolved*, That a sum not exceeding Eleven thousand nine hundred and eighty-seven dollars and eighty one cents be granted to His Majesty to defray the expenses of Education for the year ending 31st December, 1904.

74. *Resolved*, That a sum not exceeding Twenty-six thousand eight hundred and six dollars be granted to His Majesty to defray the expenses of Public Institutions Maintenance for the year ending 31st December, 1904.

75. *Resolved*, That a sum not exceeding Thirty-seven thousand eight hundred and sixty dollars be granted to His Majesty to defray the expenses of Agriculture for the year ending 31st December, 1904.

76. *Resolved*, That a sum not exceeding Twenty-two thousand four hundred and fifty dollars be granted to His Majesty to defray the expenses of Hospitals and Charities for the year ending 31st December, 1904.

77. *Resolved*, That a sum not exceeding Eleven thousand four hundred and twenty-five dollars be granted to His Majesty to defray the expenses of Maintenance and Repairs of Government and Departmental Buildings for the year ending 31st December, 1904.

78. *Resolved*, That a sum not exceeding Eighty-seven thousand nine hundred and seventy-eight dollars be granted to His Majesty to defray the expenses of Public Buildings for the year ending 31st December, 1904.

79. *Resolved*, That a sum not exceeding Twenty-three thousand six hundred dollars be granted to His Majesty to defray the expenses of Public Works for the year ending 31st December, 1904.

80. *Resolved*, That a sum not exceeding Twenty thousand three hundred and fifty dollars be granted to His Majesty to defray the expenses of Colonization Roads for the year ending 31st December, 1904.

81. *Resolved*, That a sum not exceeding Twenty-seven thousand six hundred and fifty dollars be granted to His Majesty to defray the expenses of Charges on Crown Lands for the year ending 31st December, 1904.

82. *Resolved*, That a sum not exceeding Thirty thousand eight hundred and fifty dollars be granted to His Majesty to defray the expenses of Miscellaneous for the year ending 31st December, 1904.

The several Resolutions, having been again read, were concurred in.

The House, according to Order, proceeded to take into further consideration the Resolutions reported from the Committee of Supply, the consideration whereof, has been postponed.

The Seventeenth Resolution respecting the Administration of Justice, having been again read,

Mr. Ross moved,

That the Resolution be now concurred in.

22 J.

Mr. Matheson moved in amendment, seconded by Mr. Kidd,

That the Resolution be not now concurred in, but be forthwith recommended to the Committee of Supply with instructions to reduce the item by \$1,000 being portion of the \$1,600 salary of the Stipendary Magistrate for Southern Nipissing.

And the Amendment, having been put, was lost on the following division.

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Payne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38

PAIRS :

Michaud	-	-	-	-	Tucker
Guibord	-	-	-	-	Joynt
Anderson	-	-	-	-	Pearce
Cameron (Fort William)	-	-	-	-	Beck
James	-	-	-	-	Reid
Gross	-	-	-	-	Gallagher
Taylor	-	-	-	-	Eilber
Tudhope	-	-	-	-	Carscallen (Hamilton.)
Carr	-	-	-	-	Beatty
Barber	-	-	-	-	Jamieson
Auld	-	-	-	-	Macdiarmid
McCart	-	-	-	-	McLeod

The Resolution was then concurred in.

The Fifty-fifth Resolution, respecting the expenses of Maintenance and Repairs to Public Institutions, having been read,

Mr. Ross moved,

That the Resolution be now concurred in.

Mr. Duff moved in Amendment, seconded by Mr. Little (Cardwell),

That the Resolution be not now concurred in, but be forthwith recommitted to the Committee of Supply, with instructions to reduce the item by \$10,000 being portion of the purchase money for additional free lands for the Asylum for the Insane at London.

And the Amendment, having been put, was lost on the following division :—

YEAS :

MESSIEURS

Barr	Foy	Lackner	Preston (Durham)
Brower	Fox	Little (Cardwell)	Pyne
Carnegie	Gamey	Lucas	Reaume
Carscallen (Lennox)	Hanna	Mahaffy	St. John
Clark (Bruce)	Hendrie	Matheson	Smyth
Crawford	Hoyle	Morrison	Sutherland
Downey	Jessop	Murphy	Whitney
Duff	Kidd	Nesbitt	Willoughby—35.
Dunlop	Kribs	Powell	

NAYS :

MESSIEURS

Bowman	Davis	Lee	Routledge
Brown	Dickenson	Little (Norfolk)	Ross
Burt	Dryden	MacKay	Russell
Caldwell	Evanturel	Munro	Smith (Peel)
Cameron (Huron)	Gibson	Pardo	Smith
Clarke	Graham	Pense	(Sault Ste. Marie)
(Northumberland)	Harcourt	Pettypiece	Stock
Conmee	Hislop	Preston (Brant)	Stratton
Currie	Holmes	Richardson	Thompson
Davidson	Latchford	Rickard	Truax—38.

PAIRS :

Michaud	-	-	-	-	-	Tucker
Guibord	-	-	-	-	-	Joynt
Anderson	-	-	-	-	-	Pearce
Cameron (Fort William)	-	-	-	-	-	Beck
James	-	-	-	-	-	Reid
Gross	-	-	-	-	-	Gallagher
Taylor	-	-	-	-	-	Eilber
Tudhope-	-	-	-	-	-	Carscallen (Hamilton.)
Carr	-	-	-	-	-	Beatty.
Barber	-	-	-	-	-	Jamieson.
Auld	-	-	-	-	-	Macdiarmid.
McCart	-	-	-	-	-	McLeod.

The Resolution was then concurred in.

The Fifty-eighth Resolution, respecting the expenses of Public Works, having been again read, was concurred in.

The Sixty-seventh Resolution, respecting Miscellaneous Expenditure, having been again read, was concurred in.

The House according to the Order, then again resolved itself into the Committee of Ways and Means.

(In the Committee.)

Resolved, That there be granted out of the Consolidated Revenue Fund of this Province a sum not exceeding Five millions and forty-five thousand one hundred and twenty-one dollars and fifty-seven cents (\$5,045,121.57) to meet the Supply to that extent granted to His Majesty.

Mr. Speaker resumed the Chair; and Mr. Caldwell reported, That the Committee had come to a Resolution.

Ordered, That the Report be received forthwith.

Mr. Caldwell, from the Committee on Ways and Means, reported a Resolution which will read as follows:—

Resolved, That there be granted out of the Consolidated Revenue Fund of this Province a sum not exceeding Five millions and forty-five thousand one hundred and twenty-one dollars and fifty-seven cents (\$5,045,121.57), to meet the Supply to that extent granted to His Majesty.

The Resolution, having been read a second time, was agreed to.

The following Bill was then introduced and read the first time:—

Bill (No. 165), intituled “An Act for granting to His Majesty certain sums of money to defray the expenses of Civil Government for the year one thousand nine hundred and four, and for other purposes therein mentioned.”—Mr. Ross.

Ordered, That the Bill be read the second time forthwith.

The Bill was then read the second time.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

Mr. Lucas asked the following Question :—

Is the Government aware that the Grand Trunk Railway Company of Canada, and the Canadian Pacific Railway Company sell a regular second-class ticket throughout Eastern Ontario—East of Toronto—at $2\frac{1}{4}$ cents *per* mile, and that the cheapest regular rate granted by said Companies in Western or Northern Ontario, is 3 cents *per* mile. 2. Has the Government made any representations to either of said Companies, with a view to inducing them to grant as cheap a passenger rate in Western and Northern Ontario as is now granted by both Companies in Eastern Ontario.

To which the Premier replied,

The Government is not aware that the Railways mentioned, sell regular second-class tickets at $2\frac{1}{4}$ cents *per* mile.

Mr. Pyne asked the following Question :

1. To whom have the Bonds of the Temiskaming and Northern Ontario Railway been offered for sale, and who are the parties negotiating for their disposal. 2. Have any offers been received and what are the prices offered.

And the Premier replied as follows :—

The bonds of the Temiskaming and Northern Ontario Railway were offered for sale by advertisement so that no parties were engaged in negotiating for their disposal. It would not be in the public interest to disclose the offers received.

On motion of Mr. Nesbitt, seconded by Mr. Murphy.

Ordered, That there be laid before this House, a Return shewing the quantities of each class of material removed from each cutting on the Temiskaming and Northern Ontario Railway, with names of Engineers and the Station between which each cutting lies.

The Order of the Day for the second reading of Bill (No. 29), To enable Edward Spencer Jenison to develop the water power on the Kaministiquia River, having been read.

Mr. Harcourt moved,

That the Bill be now read the second time.

Mr. Nesbitt moved in Amendment, seconded by Mr. Pyne,

That all the words of the Motion after the word "That" be struck out and the following substituted "the Bill be not now read the second time, but be read the second time on this day six months."

And the Amendment, having been put, was lost on the following division :

YEAS.

MESSIEURS.

Bowman	Connée	MacKay	Rickard
Caldwell	Dryden	Nesbitt	Ross—11.
Cameron (Huron)	Harcourt	Pyne	

NAYS.

MESSIEURS

Barber	Currie	Kidd	Pense
Barr	Duff	Kribs	Powell
Brown	Dunlop	Lucas	Richardson
Carscallen (Lennox)	Evanturel	Mahaffy	Russell
Clarke	Foy	Matheson	St. John
(Northumberland)	Gamey	Munro	Smith (Peel)
Crawford	Graham	Murphy	Smyth—28.

PAIRS.—None.

The motion for the second reading having been then again put, was carried and the Bill was read the second time and referred forthwith to a Committee of the Whole House.

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair ; and Mr. Caldwell reported, That the Committee had directed him to report the Bill with certain amendments.

Ordered, That the Amendments be taken into consideration forthwith.

The Amendments, having been read the second time, were agreed to.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

On motion of Mr. Ross, seconded by Mr. Harcourt,

Resolved, That when this House adjourns To-day, it do stand adjourned until Tuesday next, at Three of the Clock in the afternoon.

The Attorney-General from the Special Committee appointed on the Twelfth day of May, 1903, for the purpose of selecting reports of Committees on Commissions, or other authorities, on the subject of Municipal Trading, or Municipal Ownership, or operation of Public Utilities, presented their Report. (*Appendix No. 2*,)

Mr. Stratton presented to the House by command of His Honour the Lieutenant-Governor:—

Return to an Address to His Honour the Lieutenant-Governor of the twenty-second day of April instant, praying that he will cause to be laid before this House a Return, of a copy of the Judgment of the Judicial Committee of the Privy Council in the case of The Ontario Mining Company *et al.*, vs. Seybold *et al.*, together with a copy of the agreement between Counsel for the Dominion of Canada and the Province of Ontario arising out of the argument of the said Appeal. (*Sessional Papers No. 93.*)

Also, Return to Address to His Honour the Lieutenant-Governor of the twenty second day of April, instant, praying that he will cause to be laid before this House, a Return of a copy of the Judgment of the Court of Appeal for Ontario, in answer to certain questions submitted involving the validity of legislation by the Province respecting the profanation of the Lord's Day, and also the notes of argument and judgment of the Judicial Committee of the Privy Council upon the appeals thereto. (*Sessional Papers No. 94.*)

The House then adjourned at 6 P.M.

Tuesday, April 26th.

PRAYERS.

3 O'CLOCK P.M.

The following Bill was introduced and read the first time :—

Bill (No. 166), intituled "An Act to amend an Act passed at the present Session intituled 'An Act to enable Edward Spencer Jenison to develop the Water Power of the Kaministiquia River.'" Mr. Harcourt.

Ordered, That the Bill be read the second time.

The Bill was then read the second time and referred forthwith to a Committee of the Whole House.

The House accordingly resolved itself into the Committee and, after some time spent therein, Mr. Speaker resumed the Chair; and Mr. Russell reported, That the Committee had directed him to report the Bill without any amendment.

Ordered, That the Bill be read the third time forthwith.

The Bill was then read the third time, and passed.

Mr. Auld from the Standing Committee on Printing presented their Fourth Report, which was read as follows :—

The Committee recommends that the following Documents be printed :—

Return to an Address, Ontario Mining Company vs. Seybold *et al.* (*Sessional Papers No. 93.*)

Return to an Address, for copy of Judgment of Ontario Court of Appeal *re* Profanation of Lord's Day. (*Sessional Papers No. 94.*)

The Committee recommends that the following Document be not printed:—

Return *re* issue of Patent, Township of Hutton. (*Sessional Papers No. 92.*)

Resolved, That this House doth concur in the Fourth Report of the Committee on Printing.

Mr. Speaker, having then left the Chair,

His Honour, William Mortimer Clark, Lieutenant-Governor of the Province, entered the Chamber and took his seat upon the Throne.

The Clerk Assistant then read the Titles of certain Bills which had passed as follows:—

CHAPTER.

2. An Act to amend the Act respecting the Legislative Assembly
3. An Act to amend the Election Law.
4. An Act to amend the laws respecting the security of Public Officers.
5. An Act to amend the Supplementary Revenue Act, 1899.
6. An Act to amend the Act to provide for the appropriation of certain lands for the Volunteers who served in South Africa and the Volunteer Militia who served on the Frontier in 1866.
7. An Act to amend the Temiskaming and Northern Ontario Railway Act
8. An Act to amend the Agriculture and Arts Act.
9. An Act to amend the Act respecting the encouragement of the Sugar Beet Industry.
10. The Statute Law Amendment Act, 1904.
11. An Act to amend the Judicature Act.
12. An Act to amend the Division Courts Act.
13. An Act respecting Justices of the Peace.
14. An Act to amend the General Road Companies Act.
15. An Act to amend the Ontario Insurance Act.
16. An Act respecting Weather Insurance.
17. An Act to amend the Loan Corporations Act.
18. An Act respecting Aid to Certain Railways.
19. An Act respecting aid to the Algoma Central and Hudson Bay Railway, and Associated Industries at Sault Ste. Marie.
20. An Act respecting certain aid towards the construction of the James Bay Railway.
21. An Act amending the Act respecting aid by land grant to the Thunder Bay, Nipigon and St. Joe Railway Company.
22. The Municipal Amendment Act, 1904.
23. An Act respecting Municipal Taxation.

CHAPTER

24. An Act respecting amendments to the law in connection with the revision of the Assessment Act.
25. An Act respecting Statute Labour.
26. An Act to amend the Factories Act.
27. An Act to amend the law respecting the destruction of Noxious Weeds.
28. An Act to amend the Ontario Game Protection Act.
29. An Act to amend the Education Department Act.
30. An Act to amend the Public Schools Act.
31. An Act to amend the High Schools Act.
32. An Act to amend the Act respecting Boards of Education in certain cities.
33. An Act respecting Boards of Education in certain cities, towns and villages.
34. An Act to amend the Separate Schools Act.
35. An Act to amend the University Act, 1901.
36. An Act to amend the Act respecting the property of Religious Institutions
37. An Act respecting Houses of Refuge.
38. An Act to amend the Charity Aid Act.
39. An Act respecting an Agreement between the Town of Barrie and the Grand Trunk Railway Company of Canada.
40. An Act respecting the Assessment of Robert James Graham of the City of Belleville.
41. An Act to confirm By-law No. 1137 of the Municipal Council of the Corporation of the City of Belleville.
42. An Act to confirm By-law No. 814 of the City of Chatham.
43. An Act to incorporate the Village of Chatsworth.
44. An Act respecting the Town of Collingwood.
45. An Act to confirm By-law No. 699 of the Township of Cornwall.
46. An Act to confirm By-law No. 447 of the Town of Durham.
47. An Act respecting the Town of East Toronto.
48. An Act to confirm the sale, by the Corporation of the City of Guelph, to His Majesty the King, of certain lands in the City of Guelph, as a site for an armoury.
49. An Act to confirm By-law No. 291 of the City of Hamilton.
50. An Act to authorize the Town of Ingersoll to issue certain debentures.
51. An Act respecting the City of London.
52. An Act respecting the Township of Mountain in the County of Dundas.
53. An Act respecting the Town of Newmarket.
54. An Act respecting the Town of North Bay.
55. An Act respecting the construction of local improvements in the Town of North Toronto.
56. An Act respecting the Town of Orillia.

CHAPTER

57. An Act to consolidate the floating debt of the Township of Osnabruck.
58. An Act respecting the City of Ottawa.
59. An Act to confirm a certain by-law of the Village of Ottawa East, and an agreement with the Ottawa East Water Company, Limited.
60. An Act to confirm By-law No. 519 of the County of Oxford.
61. An Act to incorporate the Municipality of the Township of Paipooonge.
62. An Act respecting the Town of Perth.
63. An Act respecting the Town of Perth Electric Lighting System.
64. An Act respecting the Town of Peterborough.
65. An Act to consolidate a portion of the debt of the Town of Romney.
66. An Act respecting the City of St. Catharines.
67. An Act respecting the Municipality of Sault Ste. Marie.
68. An Act to consolidate the debt of the Village of Stirling.
69. An Act respecting the Separate Schools in the Town of Sturgeon Falls.
70. An Act respecting the City of Toronto.
71. An Act respecting the Town of Toronto Junction.
72. An Act to consolidate the debt of the Town of Trenton.
73. An Act to consolidate the floating debt of the Town of Wallaceburg.
74. An Act respecting the City of Windsor.
75. An Act to incorporate the Brantford and Erie Railway Company.
76. An Act respecting the Hamilton, Grimsby and Beamsville, Electric Railway Company.
77. An Act respecting the Hamilton Radial Electric Railway Company.
78. An Act respecting the Irondale, Bancroft and Ottawa Railway Company.
79. An Act respecting the Kingston Street Railway.
80. An Act respecting the Lac Seul, Rat Portage and Keewatin Railway Company.
81. An Act respecting the London, Alymer and North Shore Electric Railway Company.
82. An Act to incorporate the Mount McKay and Kakabeka Falls Railway Company.
83. An Act respecting the Nepigon Railway Company.
84. An Act to incorporate the North Midland Railway Company.
85. An Act to incorporate the Ottawa River Railway Company.
86. An Act to incorporate the St. Catharines, Pelham and Welland Electric Railway Company.
87. An Act to incorporate the St. Joseph and Stratford Electric Railway Company.
88. An Act respecting the Sandwich, Windsor and Amherstburg Railway.
89. An Act respecting the South Western Traction Company.
90. An Act respecting the Strathroy and Western Counties Railway Company.

CHAPTER.

91. An Act respecting the Thunder Bay, Nepigon and St. Joe. Railway Company.
92. An Act respecting the Township of Toronto and the Toronto and Mimico Railway Company.
93. An Act respecting the Toronto Railway Company.
94. An Act respecting the Toronto Suburban Railway Company.
95. An Act respecting the Windsor Essex and Lake Shore Rapid Railway Company.
96. An Act to incorporate the Windsor and Tecumseh Electric Railway Company.
97. An Act respecting the Canadian Casualty and Boiler Insurance Company.
98. An Act to further extend the powers of the Consumer's Gas Company of Toronto.
99. An Act to confirm an agreement between the Water Works Commission of the City of St. Catharines, the Corporation of the City of St. Catharines and the Hamilton Cataract Power, Light and Traction Company, Limited and to confirm certain municipal by-laws relating to the Company.
100. An Act respecting the Muskoka Lakes Navigation and Hotel Company.
101. An Act respecting the Simcoe County Mutual Fire Insurance Company.
102. An Act respecting the Lakeport Cemetery and to incorporate the Lakeport Cemetery Company.
103. An Act respecting the Presbyterian Church in Canada, at Newmarket.
104. An Act to confer certain powers on the trustees of the estate of the late John Bacon.
105. An Act directing and enabling the Royal College of Dental Surgeons for Ontario to admit John Henry Gorman as a student in his final year.
106. An Act to enable Edward Spencer Jenison to develop the water power of the Kaministiquia River.
107. An Act to amend an Act passed at the present Session, intituted "An Act to enable Edward Spencer Jenison to develop the water power of the Kaministiquia River."
108. An Act to empower Owen B. Van Epp to practice Medicine in the Township of Pelee.

To these Acts the Royal Assent was announced by Clerk of the Legislative Assembly, in the following words:—

In His Majesty's name, His Honour the Lieutenant-Governor, doth assent to these Acts.

Mr. Speaker then said :

May it please Your Honour :

We, His Majesty's most dutiful and faithful subjects, the Legislative Assembly of the Province of Ontario, in Session assembled, approach your Honour at the close of our labours with sentiments of unfeigned devotion and loyalty to His Majesty's person and Government, and humbly beg to present for your Honour's acceptance a Bill, intituled "An Act for granting to His Majesty certain sums of money to defray the expenses of Civil Government for the year 1904 and for other purposes therein mentioned."

To this Act the Royal Assent was announced by the Clerk of the Legislative Assembly, in the following words:—

"His Honour the Lieutenant-Governor doth thank His Majesty's dutiful and loyal subjects, accept their benevolence and assent to this Act in His Majesty's name."

His Honour was then pleased to deliver the following Speech :

Mr. Speaker and Gentlemen of the Legislative Assembly :

In dismissing you from the duties of a Session, unusually protracted, I desire to congratulate you upon the extent and importance of the legislation which occupied your attention.

The revision of the Assessment Act, by which the basis of municipal taxation is materially broadened and its burdens more fairly equalized, is a measure which should prove satisfactory to the municipalities of the Province and I assent with much pleasure to its enactment.

I cordially approve of the legislation for connecting the Railways of the Province with the Transcontinental Railway Systems of Canada. The extension of the Temiskaming and Northern Ontario Railway to the Grand Trunk Pacific, the opening of a line from Thunder Bay to the main line of the Eastern Division of the same Railway, and the construction of the James Bay Railway from Toronto to Sudbury on the Canadian Pacific will enable the manufacturers and agriculturists of this Province to share more largely in the trade of Manitoba and the North-West, besides opening for settlement Crown Lands now unoccupied and practically inaccessible. The obligations thus imposed upon the Province will I trust be more than compensated by the increase of trade and population which usually follow railway development.

The measure to which I have assented for the early completion of the Algoma Central and Hudson's Bay Railway is of great public interest, as it is

designed to furnish an outlet for the timber and minerals of a district of great natural resources and at the same time incidentally aid in the re-establishment of the industries at Sault Ste. Marie on which much of the prosperity of the western portion of the Province, at present depends.

The Bills which you have passed for the consolidation of School Boards in cities and towns, for the supplying of pupils of rural schools with free text books, for the improvement of Public Libraries and for the extension of technical education, cannot fail to promote the efficiency of a system of education already deeply rooted in public confidence.

I notice with great pleasure the various amendments you have made to the Statute Law by which previous Acts of the Legislature have been improved in many important details and their objects more effectually attained. I am particularly pleased to notice the re-enactment of those clauses of the Lord's Day Act, which, owing to the decision of the Judicial Committee of the Privy Council, were of doubtful validity as incorporated in the Revised Statutes of the Province. I hope it will be found that the Provincial Legislature has the right to regulate labour on the Lord's Day on public works deriving their legal status from the Acts of the Assembly.

I am pleased to notice that you are increasing the asylum accommodation of the Province by the conversion of the Reformatory at Penetanguishene into an institution for asylum purposes. With this addition it is confidently expected that no further increase of asylum accomodation will be required for many years to come. The action taken for the early completion of the Hospital for Epileptics will, I am sure, be gratifying to all persons interested in the care and protection of this unfortunate class of the community.

The necessity for providing additional revenue for the growing wants of the Province amply justifies the imposition of further taxes upon railway corporations, particularly as nearly all the railways so taxed have shared either in the bounty of the Province or of local municipalities. I am pleased to notice that a Commission is to be appointed to inquire into the methods of railway taxation prevailing in the United States, for the information of the Legislature should it be deemed necessary in the near future to depart from the present basis of taxation.

The amendments which you have made to the Factories Act, with a view to the greater safety and comfort of the artisan classes, command my heartiest approval. Where so much of our prosperity depends upon skilled labour, your efforts to safeguard the health of the operatives in our factories are worthy of commendation.

I congratulate you on the large volume of private bill legislation which has engaged your attention, and which I have no doubt will prove advantageous to the many interests affected.

I thank you for the liberality which you have displayed in making the necessary appropriations for the current year, and I assure you that the supplies which you have voted will be expended as economically as is compatible with the efficiency of the public service.

The Provincial Secretary then said :

Mr. Speaker and Gentlemen of the Legislative Assembly :

It is His Honour's will and pleasure that this Legislative Assembly be prorogued ; and this Legislative Assembly is accordingly prorogued.

LIST OF APPENDICES

No. 1.—REPORT OF THE COMMITTEE ON PUBLIC ACCOUNTS.

No. 2.—REPORT OF THE SPECIAL COMMITTEE ON MUNICIPAL
OWNERSHIP OR OPERATION OF PUBLIC UTILITIES.

Appendix No. 1.

Committee on Public Accounts

1904.

Public Accounts Committee Room,
Toronto, Wednesday, 2nd March, 1904.

The Select Standing Committee to whom was referred the examination and consideration of the Public Accounts of the Province for the year 1903, and composed of the following members:—Messieurs Auld, Bowman, Caldwell, Cameron (Huron) (added 3rd March), Carnegie, Clarke (Northumberland), Clark (Bruce), Conmee, Davis, Eilber, Graham, Gross, Hendrie (added 3rd March), James, Kidd, Latchford, Little (Norfolk), Lucas, Matheson, Michaud, MacKay, Pearce, Pettypiece, Reid, Rickard, Ross, Smyth, St. John, Stratton, Sutherland, Taylor, Thompson, Tucker, and Whitney—34, met this day at 11 o'clock a.m. for organization.

Members present: Messieurs Auld, Davis, Graham, Little (Norfolk), Matheson, Michaud, Pettypiece, Reid, Smyth, Taylor and Thompson.—11.

On motion of Mr. Auld, seconded by Mr. Matheson, it was resolved that Mr. Graham be appointed Chairman.

On motion of Mr. Matheson, seconded by Mr. Reid, it was ordered, that a statement be laid before the Committee at its next meeting, showing in what Provincial electoral divisions the Colonization Roads expenditures, \$159,258.44, pages 137 to 160 of the Public Accounts, were expended, giving name of road and amount expended in each electoral division, in the same manner as such statement was presented to the committee during last session.

On motion of Mr. Matheson, seconded by Mr. Smyth, it was ordered, that the accounts for services re succession duty, \$5,686.61, page 173 of the Public Accounts, be laid before the Committee at its next meeting.

The Clerk was instructed to notify Mr. C. H. Sproule that he would be expected to appear before the Committee at the next meeting Friday, at 11 o'clock a.m. to give evidence with regard to the condition of the Land Improvement Fund.

Committee adjourned until Friday, 4th inst., at 11 a.m.

Committee Room,
Friday, 4th March, 1904.

Committee met pursuant to adjournment at 11 a.m.

Members present: Mr. Graham, Chairman. Messieurs Auld, Caldwell, Davis, Gross, Hendrie, Little (Norfolk), Michaud, Pense, Pettypiece, Smyth and Thompson.—12.

Mr. C. H. Sproule, Provincial Auditor, appeared before the Committee and was examined in regard to the Land Improvement Fund, and was requested to give further information at a future meeting.

On motion of Mr. Matheson, seconded by Mr. Hendrie, it was ordered, that Mr. W. B. Russell, Chief Engineer, Temiskaming and North Ontario Railway, Mr. W. Ryan, Secretary, Mr. W. H. Pearson, Accountant, and Mr. Wood of the Provincial Auditor's Office, be summoned to appear before the Committee at its next meeting, and that all tenders for bonds and all accounts and contracts of the said railway be produced before the Committee.

On motion of Mr. Matheson, seconded by Mr. Reid, it was ordered that four typewritten copies of the accounts of the Temiskaming and North Ontario Railway submitted to the House, and thirty copies of the December, 1903, estimates of amounts due contractors for said railway be typewritten for the use of the Committee, at its next meeting, or if possible, printed.

On motion of Mr. Pearce, seconded by Mr. Reid, it was ordered that all accounts and paysheets for Colonization Roads for the year 1903 be laid on the table at the next meeting.

On motion of Mr. Matheson, seconded by Mr. Smyth, it was ordered, that the Treasurer and Paymaster of the Lake Superior Consolidated Power Company, and of all allied and subsidiary companies, and the bank officers who were in charge of payment of wages at Sault Ste. Marie be summoned to appear before the committee on Tuesday, 15th March, at 10 o'clock a.m., and that they produce the paysheets of the said

companies for the months of June, July, August, September and October, 1903.

Committee adjourned until Wednesday, 9th March, at 11.

Committee Room,

Wednesday, 9th March, 1904.

Committee met pursuant to adjournment at 11 a.m.

Members present: Mr. Graham, Chairman; Messrs. Auld, Bowman, Caldwell, Cameron (Huron), Carnegie, Connée, Davis, Hendrie, James, Kidd, Latchford, Matheson, Michaud, Pearce, Reid, St. John, Stratton and Taylor.—19.

Printed copies of returns of payments and Report No. 1 of the Chief Engineer of the Temiskaming and North Ontario Railway were laid on the table, also accounts for services re succession duties, page 173 of the Public Accounts.

On motion of Mr. Reid, seconded by Mr. Carnegie, it was ordered that the accounts of item \$229.60, page 123 of Public Accounts, W. G. Evans, re title land for Hamilton Asylum, be laid before the Committee at its next meeting.

Mr. W. B. Russell, Chief Engineer of the Temiskaming and North Ontario Railway, was called and appeared before the Committee, and was examined with reference to tenders, bonds, accounts and contracts of the said railway. Further examination postponed until to-morrow.

Meeting adjourned until Thursday, 10th March, at 10.30 a.m.

Committee Room,

Thursday, 10th March, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present: Mr. Graham, Chairman. Messieurs Caldwell, Cameron (Huron), Carnegie, Clark (Bruce), Hendrie, Latchford, Matheson, Michaud, Pearce, Pettypiece, Smyth, Stratton and Thompson.—14.

Accounts for item, \$229.60, page 123 of Public Accounts, re W. T. Evans, were laid on the table, also a list of Colonization Roads in each electoral district, with amounts expended on each road.

On motion of Mr. Eilber, seconded by Mr. Sutherland, it was ordered that the accounts re Liquor Act Vote, page 100 of Public Accounts, amounting to \$42,933.31, be laid before the Committee.

On motion of Mr. Eilber, seconded by Mr. Sutherland, it was ordered that the accounts for inspection on page 146, Public Accounts of 1903, be laid before the Committee.

On motion of Mr. Latchford, seconded by Mr. James, it was ordered that the Printing Committee be requested to

print 1,000 copies return of payments re Temiskaming and North Ontario Railway, and 1,000 copies Report No. 1 of the Chief Engineer.

Mr. W. B. Russell was called and again appeared before the Committee and was further examined re Temiskaming Railway, and was requested to attend to-morrow for further examination.

Committee adjourned to meet Friday at 10.30 a.m.

Committee Room,

Friday, 11th March, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members Present.

Mr. Graham, Chairman.

Messieurs Bowman, Caldwell, Cameron (Huron), Clark (Bruce), Davis, Eilber, Hendrie, Latchford, Matheson, Michaud, Pettypiece, Reid, Smyth, Stratton, and Sutherland.—16.

Mr. Hy. Smith, Superintendent of Colonization Roads, was called, but was unable to appear on account of illness.

Mr. W. B. Russell was again called, and appeared before the Committee for further examination, and was informed that he might be again required.

Mr. P. E. Ryan, Secretary to the Temiskaming and North Ontario Railway, was called, and appeared before the Committee, and was examined in reference to accounts re the Temiskaming and North Ontario Railway.

Committee adjourned to meet on Wednesday, 16th March, at 10 a.m.

Committee Room,

Wednesday, 16th March, 1904.

Committee met pursuant to adjournment at 10 a.m.

Members Present.

Mr. Graham, Chairman.

Messieurs Auld, Bowman, Caldwell, Cameron (Huron), Carnegie, Clarke (Northumberland), Clark (Bruce), Connée, Eilber, Hendrie, James, Little (Norfolk), Lucas, Matheson, Michaud, MacKay, Reid, Smyth, Stratton, Taylor, and Thompson.—23.

The following witnesses were present on summons: Mr. Lyon, Manager Imperial Bank; Mr. Knowles, Manager Trading Bank; Mr. Robarts, Manager Bank of Commerce, all of Sault Ste. Marie.

A letter from Thomas Chitty, brother of A. H. Chitty, was read in reply to summons, saying he was not aware of his brother's whereabouts.

Mr. Lyon, Manager of the Imperial Bank, Sault Ste. Marie, was called and examined in relation to payment of wages re the Superior and allied Companies.

On motion of Mr. Matheson, seconded by Mr. Lucas, it was ordered that Geo. Harcourt and Frank Ford be summoned to appear before the Committee at its next meeting.

Moved by Mr. Clark (Bruce), seconded by Mr. Lucas, that Mr. Worthington and P. H. P. Dawson be summoned to appear before the Committee and produce such books, statements, pay lists, or other documents as will show the creditors of the different allied Companies, and of such books, statements, pay lists or other documents not in their control, then that the official having them in charge be summoned also.

Moved in amendment by Mr. MacKay, seconded by Mr. Cameron (Huron) that all the words after "That" in the motion be struck out, and the following inserted: that Mr. Worthington, General Auditor of the Allied Companies, and P. H. P. Dawson be summoned to appear before the Committee on Tuesday, the 22nd day of March inst., at 10.30 a.m., and produce all books, pay lists or documents, and papers, which contain information relating to advance or payment made by the banks on the authority of the Government in connection with paying wages, salaries, etc.

The yeas and nays being called for, the amendment was put, and carried on the following division: Yeas—Messieurs Auld, Bowman, Caldwell, Cameron (Huron), Clarke (Northumberland), Conmee, James, Little (Norfolk), Michaud, MacKay, Stratton, Taylor, Thompson—13. Nays—Messieurs Clark (Bruce), Eilber, Hendrie, Lucas, Matheson, Smyth, Sutherland—7.

Committee adjourned until to-morrow at 10 a.m.

Committee Room,

Thursday, 17th March, 1904.

Committee met pursuant to adjournment at 10 a.m.

Members Present.

Mr. Graham, Chairman.

Messieurs Auld, Bowman, Caldwell, Carnegie, Clarke (Northumberland), Clark (Bruce), Eilber, Lucas, Matheson, Michaud, MacKay, Pettypiece and Smyth—14.

Mr. Ford was called and appeared before the Committee for examination in reference to payment of wages at Sault Ste. Marie re the Superior Power and allied companies.

Mr. Geo. Harcourt was called, and appeared before the Committee for examination in reference to payment of wages at Sault Ste. Marie re the Superior Power and allied companies.

Henry Smith, Superintendent of Colonization Roads, was called, and appear-

ed before the Committee for examination with reference to colonization road expenditure.

Ordered that two Returns—the accounts of payments at Sault Ste. Marie, and Orders in Council and correspondence re payment at Sault Ste. Marie—be produced; they were produced and examined.

Committee adjourned until 10.30 to-morrow, (Friday.)

Committee Room,

Friday, 18th March, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members Present.

Mr. Graham, Chairman.

Messieurs Clark (Bruce), Hendrie, Matheson, Michaud, MacKay and Pettypiece—7.

The Clerk was instructed to notify Thos. Williams, at Collingwood, to appear before the Committee on Tuesday, 22nd day of March, a letter to Sault Ste. Marie having apparently not reached him.

Mr. Sproule, Provincial Auditor, was called, and appeared before the Committee and stated he would have a statement of the Land Improvement Fund prepared by this afternoon for the information of the Committee.

The Clerk was instructed to notify Mr. Worthington, Sault Ste. Marie, by telegraph to bring July and August pay sheets on Tuesday.

The Committee adjourned until Tuesday, 22nd March, at 10.30.

Committee Room,

Tuesday 22nd March, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present: Mr. Graham, Chairman. Messieurs Caldwell, Carnegie, Clarke (Northumberland), Clark (Bruce), Eilber, Lucas, Matheson, Michaud, MacKay, Pearce, Pettypiece, Smyth, Sutherland and Taylor—15.

The Clerk laid before the Committee telegrams from C. P. Worthington and P. H. P. Dawson, Sault Ste. Marie; stating summons received to-day too late for train, shall I start to-morrow, arriving Toronto Wednesday. To which the Clerk replied, I wired them to be here Wednesday morning.

The Clerk was instructed to ask Mr. Wood of the audit office to be present to-morrow.

On motion of Mr. Matheson, seconded by Mr. Smyth, it was ordered that H. L. Drayton be summoned to appear before the Committee to-morrow at 10.30 a.m.

Committee adjourned until Wednesday, 23rd March, at 10.30.

Committee Room,
Wednesday, 23rd March, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present : Mr. Graham, Chairman. Messieurs Bowman, Caldwell, Cameron (Huron), Clark (Bruce), Davis, Eilber, James, Little (Norfolk), Lucas, Matheson, Michaud, MacKay, Pearce, Pettypiece, Reid, Smyth, Sutherland, Taylor and Thompson—20.

Mr. Sproule, Provincial Auditor, recalled and was further examined in reference to the Land Improvement Fund.

The Chairman read a letter from Mr. Drayton, in reply to summons, saying, on account of pressing Court business, he would not be able to attend meeting to-day, as Court is now in session.

Mr. Worthington was called and appeared before the Committee and was examined with reference to pay sheets and payments at Sault Ste. Marie re Allied Companies.

Committee adjourned until to-morrow (Thursday), 24th March inst., 10.30 a.m.

Committee Room,
Thursday, 24th March, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present : Mr. Graham, Chairman. Messieurs Bowman, Caldwell, Cameron (Huron), Carnegie, Clark (Bruce), Conmee, Eilber, Hendrie, James, Little (Norfolk), Lucas, Matheson, Michaud, MacKay, Pettypiece, Reid, Rickard, Smyth, St. John, Sutherland, Taylor and Thompson—23.

Mr. A. H. Chitty was called and appeared before the Committee for examination with reference to payments at Sault Ste. Marie.

Moved by Mr. St. John, seconded by Mr. Lucas, that Mr. Chitty answer the question, "When did you last make payment to Messrs. Conmee and Bowman and what was the amount thereof?"

Ruled by the Chairman that the question has no bearing on the investigation before the Committee.

The yeas and nays being called for the Chairman's ruling was sustained on the following vote : Yeas, Messieurs Bowman, Caldwell, Cameron (Huron), Conmee, James, Little (Norfolk), Michaud, MacKay, Rickard. Taylor and Thompson—11. Nays, Clark (Bruce), Eilber, Hendrie, Lucas, Matheson, Reid, Smyth, St. John, Sutherland—9.

Committee adjourned until Friday, 25th March inst., at 10.30 a.m.

Committee Room,

Friday, March 25th, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present: Mr. Graham, Chairman. Messieurs Auld, Bowman, Caldwell, Carnegie, Clarke (Northumberland), Clark (Bruce), Davis, Hendrie, James, Little (Norfolk), Matheson, Michaud, MacKay, Pettypiece, Smyth, Thompson and Tucker.—18.

Thomas Williams was called and appeared before the Committee, and was examined with reference to payments at Sault Ste. Marie.

P. H. P. Dawson was called and appeared before the Committee and was examined with reference to payments at Sault Ste. Marie.

On motion of Mr. Smyth, seconded by Mr. Matheson, it was ordered that an order be made for the production before this Committee of all the time checks presented by Messieurs O'Brien, Boyd and Knapp, hotel-keepers, Sault Ste. Marie, and also by John Dawson, Alex. McIntyre, and A. B. McLean, for next meeting.

The Clerk was instructed to have Mr. Drayton present at next meeting of the Committee.

Committee adjourned until Wednesday next, 30th March inst., at 10.30 a.m.

Committee Room,
Tuesday, March 29th, 1904.

Committee met pursuant to special call at 10.30 a.m.

Members present : Mr. Graham, Chairman. Messieurs Auld, Bowman, Caldwell, Carnegie, Clark (Bruce), Davis, James, Little (Norfolk), Lucas, Matheson, Michaud, MacKay, Pearce, Reid, Smyth, Sutherland, Taylor and Thompson.—19.

The Chairman read a letter from Mr. Willmott, Sault Ste. Marie, March 25, 1904, as follows:—Hon. G. W. Ross, Premier of Ontario. Dear Sir,—By the Toronto papers received last night I see my name figuring in a manner which I greatly resent. It is true that my salary was raised, but this was due to the fact that I was made Mines Manager, combining the duties with my previous work as geologist. The increase was promised months ago. I had absolutely no connection with the fact that the Government paid the wages of the Consolidated Company for August and September. I shall deem it a favor if you make this statement public.

Yours very truly,

(Sgd.)

A. B. WILSON

Mr. McLean, Clerk in Highways Branch of the Public Works Department, was called and was examined by the Committee, in reference to salaries, etc.

Mr. H. L. Drayton was called and appeared before the Committee and was examined regarding payment of

Mr. G. A. Harcourt was recalled and was further examined in reference to Sault Ste. Marie salaries.

On motion of Mr. MacKay, seconded by Mr. James, it was ordered that Mr. Lewis, foreman of the Steel Works, Sault Ste. Marie, be summoned to appear before the Committee to-morrow (Wednesday) at 10.30 a.m. to give evidence.

On motion of Mr. MacKay, seconded by Mr. James, it was ordered that the pay checks of Mr. Plummer and of Messrs. Hart & McKay be laid before the Committee to-morrow.

The Clerk was instructed to notify Mr. Hamilton, Solicitor for the Allied Companies, to appear before the Committee to-morrow at 10.30 a.m.

The Committee adjourned until to-morrow (Wednesday) at 10.30 a.m.

Committee Room,

Wednesday, March 30th, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present: Mr. Graham, Chairman. Messieurs Caldwell, Carnegie, Clark (Bruce), Davis, James, Little (Norfolk), Matheson, Michaud, MacKay, Pearce, Smyth, Taylor and Thompson.—14.

The time checks re A. B. McLean, W. E. Boyd, W. O'Brien, Mr. McIntyre, C. Knapp, J. Dawson, Hearst & McKay, and W. H. Plummer were laid on the table.

Mr. H. C. Hamilton was called and appeared before the Committee and sworn and examined in reference to matters connected with the Allied Companies at Sault Ste. Marie.

Mr. D. D. Lewis was called and appeared before the Committee, was sworn and examined in reference to matters referring to pay sheets, wages, etc., in the Allied Companies at Sault Ste. Marie.

Mr. G. A. Harcourt was recalled and further examined.

Mr. McLean was recalled and gave further evidence in reference to surveys.

On motion of Mr. Matheson, seconded by Mr. Clark (Bruce), it was ordered that A. E. Elliott, Barrister, Sault Ste. Marie, be summoned to appear before the Committee on Wednesday, 6th April next, at 10.30 a.m.

Committee adjourned to meet on April 6th next.

Committee Room.

Wednesday, April 6th, 1904.

Committee met pursuant to adjournment at 10.30 a.m.

Members present: Mr. Graham, Chairman. Messieurs Auld, Carnegie, Clark (Bruce), James, Lucas, Matheson, Michaud, MacKay, Reid and Sutherland.—11.

Mr. A. Elliott, Sault Ste. Marie, was called and appeared before the Committee and was sworn and examined.

Your Committee have held fifteen meetings during the Session. They submit herewith the minutes of their proceedings, and the evidence given as taken by stenographers.

All which is respectfully submitted.

GEO. P. GRAHAM,

Chairman.

Committee Room, April 6th, 1904.

Public Accounts Committee,

March 4th, 1904.

C. H. Sproule, Provincial Auditor, called :

By Mr. Matheson :

Q. I want to ask you about the Land Improvement Fund. Mr. Reid asked certain questions in the House. He asked, "How much money has been received since Confederation from sales of Common School Lands?" and the answer was: "Total receipts, 1867 to 1903, \$1,383,849.91." His second question was, "How much has been deducted therefrom for expenses of management?" and the answer was "\$83,030.99." His third question was: "How much of such receipts since Confederation have been paid to the municipalities interested on account of the Land Improvement Fund, being 25 per cent. of the balance of said Common School money?" and the answer was made between 1882 and 1887 of municipalities re Land Improvement Fund, \$240,021.23." His fourth question was: "Have the municipalities interested been paid \$124,658.18 held by the Dominion Government in trust for Land Improvement Fund moneys collected before Confederation, and if so, when was such payment made?" and the answer was: "Of the amount held by the Dominion, \$124,685.18, distributions were made between 1882 and 1887 of \$123,368.46. Note, interest also paid in 1886-7, amounting to \$91,475.54."

You understand, Mr. Sproule, the basis on which this fund is made up?

A. Yes.
Q. That 6 per cent. is deducted for expense of management? A. Yes, 6 per cent. on total collections.

Q. And that 25 per cent. of the balance goes to the municipalities in which the lands lie for the Land Improvement Fund? A. Twenty-five per cent.,

one-quarter of the collections of Common School lands, is refunded, and one-fifth collections of Crown Lands, after deducting 6 per cent., cost of management.

Q. The answer to that question is 25 per cent. is refunded to the municipalities in which the lands lie? A. Yes, for Common School lands.

Q. I want to confine it entirely to the Common School Fund? A. That is so, a quarter of the collections.

Q. What is the amount of Common School moneys for management? A. This table will show it. These figures will prove the correctness of the \$240,000 item. The total collections to the end of 1902 amounted to \$1,021,388.94. Six per cent. off that leaves \$960,105.61, and a quarter off that leaves the Land Improvement Fund at \$240,021. The year 1903 is not paid yet.

Q. Well, how do you account for the difference? You say the total receipts from 1867 to 1903 were \$1,383,749; how is the difference made up? A. There is only a certain portion subject to the Land Improvement Fund under the Act.

Q. Which portion? A. 16 Vict., chap. 159, will explain that.

Q. Not all the Common School money? A. Not all the Common School money, only the collections on account of sales between 1853 and 1862, that constitutes the Land Improvement Fund. The Act 16 Victoria authorized the establishment of the Land Improvement Fund. That was in 1853. In 1861 it was rescinded by Order-in-Council.

Q. By Order-in-Council? A. Yes.

Q. A statute? A. Well, it first became operative by Order-in-Council, and it was then rescinded by Order-in-Council.

Q. I see how you explain the difference. The fact of it is that sales previous to 1853 are not liable? A. I can give you a table of the whole collection, showing the proportion subject to the Land Improvement Fund.

Q. Would it be a long table? A. Oh, no, I have it here. I can give you a copy of it.

Mr. Matheson: I want a further table from Mr. Sproule. I think perhaps we had better adjourn this examination. This table he has produced is made up only to 1902. I want it up to date.

Public Accounts Committee,

March 9th, 1904.

Mr. W. B. Russell, called and sworn:
Examined by Mr. Hendrie:

Q. You are the Chief Engineer of the Temiskaming and N. Ontario Railway? A. Yes.

Q. Before you were employed by the Temiskaming and N. O. Railway, what work had you done? A. I was connected with the Algoma Central.

Q. What capacity on the Algoma Central? A. I was in charge of the location and had charge of construction; previous to that I was Chief Engineer of the Pembroke Southern from Golden Lake to Pembroke, 21 miles; previous to that I was on the Canada Atlantic for four years.

Q. Under Mr. Mountain? A. Yes.

Q. In what capacity? A. I was in charge of location, and in charge of construction, sections of construction, and, well, almost in every capacity. Previous to that I was with R. J. Reid in Newfoundland.

Q. So that you are thoroughly acquainted with all the district traversed by this railroad from your previous knowledge on the Algoma Central and the Pembroke Southern, and on the Canada Atlantic. You had experience in building roads through a similar country to what the Temiskaming and N. Ontario goes through? A. Very similar.

Q. When were you first engaged by the Commissioners, or by the Government for the Temiskaming and N. Ontario Railway? A. I think it was in May, 1901.

Q. What were your instructions? A. To run a line from North Bay to some point on Lake Temiskaming. These were the instructions I finally got. My first instructions were to explore for a road from Mattawa. I explored that and after I reported that that was an impracticable road, I got instructions to run a line of location from North Bay to some point on Lake Temiskaming.

Q. How long did you spend in exploration of the road from Mattawa north? A. I do not know how long exactly I was on it, I suppose probably three weeks would cover it.

Q. It was not a complete instrumental survey? A. No, it was not an instrumental survey. It was an exploratory survey; it was not necessary to make an instrumental survey. I saw sufficient from my exploration to know that it was impracticable to build up on the west shore of Lake Temiskaming.

Q. When did you start on the Temiskaming proper? A. I went there after I completed the other exploration.

Q. That was in June? A. Yes, in June, 1901.

Q. How many parties had you in the field? A. Just one at the start.

Q. You ran a line along Lake Temiskaming? A. Yes.

Q. How many miles? A. 112, that is

what it turned out to be. We ran more than that on the trial line, of course.

Q. Then you prepared after this line had been run your profiles and plans?
A. I prepared my profiles and plans from a trial line.

Q. You ran two lines, did you not, from North Bay north? A. Yes, I ran two lines east and west.

Q. Trial lines? A. The east is the one used now, the west one was a trial line.

Mr. Hendrie: Will you read page 7 of the Commission's report of 1902, headed "Selection of Route."

(Witness reading): "One of the first matters to claim the consideration of the Commission was the formal approval of the route which the railway should follow. It was known that there were two routes available, one running to the west of a high bluff following the line of the Nipissing and James Bay survey; the other to the east rounding the head of Trout Lake, and following the valley of North River. The Commission learned from copies of reports furnished by the Government that the eastern route had been first surveyed, and that attempts were made in each of the valleys to cross the high land in the shortest possible distance; that in this way a complete exploration was effected, but the valley of North River was finally selected as the most suitable eastern route; that after the height of land immediately north of North Bay was crossed, little difficulty was experienced in securing a favorable line for the remainder of the distance; that a trial line was run following the old route of the Nipissing and James Bay Railway tying to the first line beyond the height of land; and that after a careful study of the two routes, the eastern route around Trout Lake had been recommended by the engineer in charge and adopted by the Government. The Commission had before it the report of the Engineer in charge of the work, in which he compared the eastern and western routes and reported in favor of the eastern route.

Q. Did you have any data of that survey of the Nipissing and James Bay?
A. Oh, yes.

Q. That only extended up about 40 miles? A. Yes.

Q. There was no completed trial line ready to Lake Temiskaming? A. No, not to Lake Temiskaming, but to Temagami Lake.

Q. You had the papers for them? A. Yes, but I did not require them. That road went only just over the ridge.

Mr. Hendrie: Will you now continue reading the report.

(Witness reads): "The following is a comparison of the east with the west line, from North Bay northward for 50 miles:

"Length. Length of the east line from North Bay, 56.00. Length of west line from North Bay, 50.00.

"Grades. The difference in favor of west line, 6 miles. The grades on either line will not exceed 1.25 per cent. going north and 1 per cent. coming south. The west summit elevation is 30 feet lower than the summit elevation of the east line, but as there is greater distance on the east line to reach its higher summit the grades are not any heavier or longer than those on the west line.

"Timber. The country passed over by the east line for 50 miles is heavily timbered with green virgin forest throughout almost its entire length with pine, black birch, spruce, maple, and other timber, and for several miles on either side. The west line for 10 miles has a virgin forest of pine, spruce, balsam and other less important timber. The balance—31 miles—is partly brule and partly timbered with a second growth of spruce, white birch, balsam and other small timber.

"Land. The east line passes through good agricultural land for the first 18 miles, after which there are alternate patches of good agricultural land and land that is not so good for agricultural purposes.

"The west line has practically no agricultural lands beyond the two or three miles near North Bay.

"Cost. The east line will have an average cost for 56 miles of \$21,255.00 per mile; the last 26 miles being very light work in comparison to the first 30 miles out of North Bay. The west line will have an average cost of \$23,797.00 per mile. Heavy rock cuttings and expensive lake crossings, especially at the northern end, making the average higher than the east line.

"Summary. The east line is the longer by six miles. The grades are practically even, none exceeding our maximum either way.

"The enhanced monetary value of the splendid timber on the east line by the construction of a railway through it will be great. There would be as well a very considerable local trade from this source. The east line passes through eighteen consecutive miles of good agricultural land, and a number of miles of the balance have patches of good lands.

"The west line has practically no agricultural land outside of North Bay

section. The difference in cost is estimated as follows, viz.:

For 56 miles east line at	
\$21,255.00 per mile...	\$1,190,309.00
For 50 miles west line at	
\$23,797.00 per mile....	1,189,887.00

The difference in favor

of west line..... \$ 422.00

"From the above it will appear that, with its 6 miles of greater length, the east line is the better line to adopt, being about equal in cost of construction with the west line; it besides has the timber and agricultural lands that the west line has not got, also annual local trade, which will pay interest on a very large sum of money."

By Mr. Hendrie : Q. Then, that is a correct report as reported by Mr. Mountain? A. Yes.

Q. What line was then finally adopted? A. The east line.

Q. Did the Commissioners ask Mr. Mountain to report on the east line? A. He reported on both lines.

Q. Have you read Mr. Mountain's report? A. Yes, I have read it.

Q. It is correct, is it? A. It is quite a while since I read it, I don't know that I agree with everything he says; I am not prepared to swear that I agree with it all. Engineers differ.

Q. Then the original estimate for the east line was \$21,255? A. Yes, that was the approximate estimate at that time.

Q. That is for the first 56 miles? A. Yes, an approximate estimate.

Q. Then you made a further survey to Lake Temiskaming? A. Yes.

Q. What is the estimate on that? A. I estimated it would cost \$25,000 per mile to put it in shape for rolling stock. That was the final estimate that was made with the reduced grades.

By Mr. Connec: Q. When was that made? A. From the 50th mile point or from the beginning?

Q. For the whole road. A. The road would cost \$25,000 per mile from one end to the other to put in shape for rolling stock.

Q. That is without rolling stock? A. Yes.

Q. Would that include stations? A. No.

Q. That was your first estimate covering the whole road? A. Yes.

Q. That is the first estimate covering the whole mileage to Lake Temiskaming? A. No, not the first; the first estimate was about \$23,000 per mile.

Q. Did that cover the road to Temiskaming Lake? A. Yes, and then the Commission decided to better the standard of the road, necessitating an increase to \$25,000 per mile.

By Mr. Hendrie : Q. Was the mileage the same in both cases? A. Yes.

Q. What is the exact mileage? A. 122.

Q. When was that second estimate made? It appears in second annual report, but was not in the first? A. I think about a year ago. There will be records of that in the minutes; probably Mr. Ryan would be able to tell you.

Mr. Latchford : Sometime before this, because early in session I stated that the cost of construction would be \$25,000 per mile.

By Mr. Hendrie : That estimate was made after the contract was let to Mr. Macdonell? A. Yes.

By Mr. Matheson : Q. The \$25,000 per mile estimate made a year ago at the time Mr. Latchford speaks of was that supposed to be the road complete, with rolling stock, etc.? A. No.

Mr. Latchford : I limited my statement to the construction of the line, I said it would cost \$25,000, and I made no other statement regarding the cost of construction.

By Mr. Matheson : Q. There was no estimate made as to rolling stock? A. No.

By Mr. St. John? A. Your first estimate was \$21,255 per mile for the first 56 miles? A. Yes.

Q. In comparing the first 56 miles with the second 56 miles, which is the more expensive? A. In comparing the east with the west?

Q. You have already stated that the total was 112 miles; you have estimated the cost at \$21,255 for the first 56 miles; you then said that you made a general estimate for the whole 112 miles. Did you change your estimate for the first 56 miles? A. Not necessarily.

Q. Is it more or less expensive in the building of the second 56 miles? A. Parts of it more expensive.

Q. Are you in a position to say that in your general estimates of 25,000 per mile for the 112 miles the first 56 miles in that general estimate would not average more than \$21,255 per mile? A. No, the average is \$25,000.

Q. That is for the whole road? A. Yes. There are parts of the railway north of the first 56 miles heavier than on the first 56 miles.

Q. You changed your general estimate for the entire road because of the more expensive part of the road being the second 56 miles? A. Yes.

Q. So that you have no reason to say that the general average cost of the first 56 miles would be more than you had estimated it, \$21,255? A. That estimate, \$21,255, for the first 56 miles was too low.

By Mr. Latchford : Q. Did you change

the grade on the first 56 miles after that? A. Yes.

Q. To what extent? A. I reduced them to .8 or .7; I dropped them down wherever I could.

Q. Are you able to say what the general estimate would be for the first 56 miles? A. You mean the final estimate?

Q. In your final estimate how much did you allow for the first 56 miles? A. I did not divide it up that way.

By Mr. Cameron: Your original estimate for the first 56 miles was \$21,255. Then I understood you to say that the reason you subsequently estimated that it would cost \$25,000 per mile was because of the change in the grades—the policy of the commission was to change the grades, and that made necessary the increase in the cost of construction; was that the reason? A. That is it exactly.

By Mr. Conmee: Q. The standard of the road was made better? A.—That is it.

By Mr. Hendrie: Q. When was the trial line to Temiskaming finished, say, within a month? A. I think I started out in May to run the line, and we were out all summer and winter, and we came back some way, and we got through to Haileybury about February or March of the next year.

Q. So you were ten months on that trial survey? A. Yes.

Q. Then when did you start to locate the line? A. I located as I went. I had a trial line in March, 1902, through to Haileybury and Liskeard, and I had a location for 30 miles. When I got 30 miles located I quit and I went on with the trial line to Liskeard.

By Mr. Matheson: Q. Was the route changed? A. No, the general route was not changed.

By Mr. Hendrie: Q. When was the first located line for the next 30 miles finished? A. The contract was let when it was finally located.

Q. Was it 1903? A. The contract was let in the fall of 1902.

Q. Then the located line was changed after the contract was let? A. Oh, yes, always is. I do not mean the general routes are changed, but the final location—revision is carried on.

Q. Revision, yes, but of these 30 miles how much was revised after the contract was let; of the balance of 82 miles how much of that was changed after the contract was made and after the location of it? A. I cannot say how much was changed. There is always a revision.

Q. There is a revision sometimes of half a mile each way to avoid or reduce curves, or reduce cuts? A. Yes, or less than that. It may be only 50 feet.

Q. Was it changed a mile away? A. No, not a mile.

Q. In no place?

By Mr. Latchford: Q. What about Rabbit Lake? A. Oh, yes, on Rabbit Lake it was changed, I guess probably two miles.

By Mr. Hendrie: What was the reason of the change of location on Rabbit Lake? A. We got a better line, better grades, shorter line, better alignment, everything better.

Q. Then the contract was let on the located line of 30 miles, and on a trial line of 82 miles? A. Yes, about that.

Q. Will you turn to page 16 of the report of 1902. There are certain quantities given on page 16, are there not? A. Yes.

Q. These were made up by you or your assistants? A. I made them up myself.

Q. From the located line for 30 miles and trial line for the balance? A. Yes.

Q. You have clearing there, 1,200 acres? A. Yes.

Q. Grubbing?—200 acres? A. Yes.

Q. Solid rock, 200 yards? A. Yes.

Q. How do you make that up? A. Well, I made up the quantities in the first place, I figured that they would run about so much a mile, so many cubic yards a mile, and then I divided it as best I could.

Q. You estimated, then, from your experience of other roads, that it would run about 2,000 yards to the mile of solid rock? A. I thought it might run about that.

Q. Did you take any other means of ascertaining whether there would be more or less? A. No.

Q. The rock stands out very plain, does it not? A. No.

Q. Did you find overlying earth? A. Yes, in many cases.

Q. Well, it is different from the country along the Canada Atlantic? A. No, not very much different. I was for four years in the Parry Sound district between Eganville and Scotia Junction, and many of the cuttings there have two, and three and four feet of earth and hard pan and boulders on top of solid rock.

Q. About Scotia Junction? A. Yes, there is a cut right at Scotia Junction, that big cut a mile east has hard pan and boulders on top, and rock underneath if I remember rightly, and up along the Ravenswood side, 12 miles from Scotia Junction there is rock underneath.

Q. This estimate was based upon your previous estimates on the other roads? A. From what experience I had had and the knowledge I had of the country I passed over.

Q. As a locating engineer? A. Yes.

Q. The loose rock, how did you estimate that? A. On the same principle, I averaged that it would run so much per mile and divided it up as best I could.

Q. And the earth? A. The same way.

Q. With the exception of probable clearing, grubbing, close-cutting, track-laying and ballasting, there was no attempt to make an exact estimate? A. No one could make an exact estimate, it was merely an approximate estimate, and it was understood at the time it was an approximate estimate.

Q. What do you call an approximate estimate—within ten per cent.? A. Well, I don't know, as near as you could get at it.

Q. Well, 20 per cent? A. I do not know about percentage, as near as we could get at it.

By Mr. Matheson:

Q. On the first 30 miles did you make any calculations as to the quantity of rock or other material, or just from general observation estimated? A. Just general observation. I did not dig any test pits.

Q. And you did not make an attempt to get exact quantities? A. Well, I made an attempt at it, yes.

Q. I mean for the 30 miles? A. I took the whole 112 miles.

Q. Had you done locating the rest of the road at the time the contract was let? A. No, but I knew the country generally.

Q. Your estimate as to the quantity of rock was based upon the first 30 miles? A. No, it was based upon the knowledge I had of the country; I had passed over it during the exploration of the line.

Q. On a trial survey? A. There was no location beyond the 30th mile.

Q. And it was on the basis of that the tenders were asked for? A. Yes.

By Mr. Conmee:

Q. That is the usual practice? A. Yes.

Q. It could not be otherwise? A. If you wanted to have a final location, and have any definite knowledge you would have to dig test pits and put in a dynamite drill, and you would have to wait about five years before you could complete the road.

Q. Would there be any advantage? A. I don't know that there would be.

Did you ever know of it being done? A. No.

By Mr. Hendrie:

Q. Never knew of a road waiting for final location? A. No, sir, not on 100 miles.

By Mr. Conmee:

Q. The estimates are usually made on the trial line for information? A. Yes.

By Mr. Hendrie:

Q. With the exception of clearing, grubbing, close-cutting, cross-logging, tracklaying and ballasting, it was an approximate estimate? A. Clearing and tracklaying were the only ones that I could figure pretty closely, and ballasting about 3,000 yards per mile.

Q. When you made up these quantities you did not take them off the profile, you did not calculate your rock cuts or your earth cuts at all? A. I took the profile that I had from North Bay to Liskeard, and got from that profile an idea of how many yards per mile it would run.

Q. You would take one mile as a sample mile? A. I would take an average.

Q. You did not take the whole of the quantities on the whole road for cuts? A. There would be no use doing that on a trial line.

Q. Except to give you a general idea of what the road was going to cost? A. I estimated that the road would run about 23,400 yards to the mile.

Q. After the line was located for 30 miles, and the trial line was run for the balance, the Commission called for tenders? A. Yes.

Q. And you had how many tenders? A. Thirteen.

Q. What information did you give the tenderers? A. They got the specifications.

Q. Did they get these estimated quantities? A. No, sir, they did not.

Q. No contractor know? A. None of them.

Q. They saw a profile of the road. A. They saw my located profile for the 30 miles and trial lines for the balance.

Q. But they did not get these quantities, they had to estimate the quantities? A. Yes, that was the policy we followed out. Sometimes the quantities are given, but we adopted the policy of not giving the quantities, and allowing them to rely on the information that they could get from the profile.

Q. Will you turn to page 31 of the 1st annual report, that is the specification for grading, that is your specification? A. Yes.

Q. Drafted by you? A. Yes.

Q. Taken from other specifications? A. Yes, I had half a dozen of them.

Q. Will you read clauses 8, 9 and 10. (Witness reading): "8. Classification. Excavations will be classed under the following heads, viz., earth, hardpan, loose rock and solid rock.

"9. Earth. Will include clay, sand, gravel, loam, decomposed rock and slate, loose stones or boulders intermixed which do not exceed in size two cubic feet, and all other material of an earth

nature however compact, excepting only hardpan as described below.

"10. Hardpan. Will consist of tough indurated clay or cemented gravel or other material of similar nature which require blasting or other equally expensive means for its removal, or which cannot be ploughed with less than four horses and a heavy plough or where a good picker cannot keep more than two good shovellers going.

"Quicksand will be classed as hardpan or as the Engineer may determine."

Q. Where did you get that clause from? A. I am not prepared to say where I got it from.

Mr. Conmee: That is a clause in the Canadian Pacific specification.

Mr. Hendrie: I know that.

The witness: I don't know where I got it from, but I was satisfied with it before I put it in here. I got it from my own knowledge and from information I could get from other specifications.

Mr. Hendrie: Will you please read clauses 11 and 12.

(Witness reading): "11. Loose rock. All boulders and detached masses containing not more than one cubic yard nor less than two cubic feet, also all slate or other rock which may be removed by hand pick or bar without the necessity of blasting.

"12. Solid rock. Will include all stone and boulders measuring more than one cubic yard, and all rock found in ledges requiring blasting to remove it."

By Mr. Hendrie:

Q. Now, turn to page 16 of the 1st report. On page 17 of the Return shewing the expenditure of the Temiskaming and Northern Railway. What is estimate 15 and what does it include? A. It shows the total quantities taken out up to December, 1903, taken out by A. R. Macdonell, contractor, and it shows the total amount earned by the contractor up to that date.

By Mr. Conmee:

Q. These would be all approximate estimates up to that time? A. Yes.

By Mr. Hendrie:

Q. Use your monthly estimates? A. Yes, they are totalled up in my office.

Q. You would not underestimate an unfortunate contractor 20 per cent.; you would get as close as you could? A. Yes.

Q. Reasonably close, you would not get 20 per cent. off? A. No.

Q. The engineer gets as near as he should get, considering the circumstances? A. Yes.

By Mr. Cameron:

Q. Is that where the ten per cent. is retained? A. The ten per cent. is kept off the money owing the contractor.

Q. Not because these estimates are approximate? A. No.

By Mr. Conmee.

Q. You have sectional engineers, you adopt their returns? A. Yes, I take their returns and total them up in my office.

Q. You do not until the final estimate, go into it so particularly? A. We make an approximate estimate, and on the wind up, go into it fully.

By Mr. Hendrie:

Q. But if the divisional engineer gave an estimate of 20 per cent. less than he should, the sub-contractor would be liable to appeal to you? A. Yes, or he would go to the divisional engineer first. The sectional engineer is the man who makes the estimate, the divisional engineer is over him, and the divisional engineer is under me. I have the line divided into divisions; there are two divisional engineers, and under each divisional engineer there are three engineers.

Q. This estimate is then within ten per cent. of the work done? A. Oh yes, I think so; I am not prepared to swear that it was within ten per cent. I think it ought to be within ten per cent.

Mr. Hendrie: Now, turn to page 37 of the second report, and read what you say there on the construction from the grading point.

(Witness read): "The grading, which was well under way at the end of 1902, has made considerable progress, and at the end of 1903 there is a total of seventy-six miles completed, twelve miles of this being from the northern end south. This leaves a balance of thirty-six miles to be finished this winter and will be completed early next summer. It was found that a great many of the cuttings, which from the surface looked like earth and classified material turned out to be solid bed rock, but with a careful revision at all points these quantities were reduced to a minimum. Temporary structures are thrown up where heavy fills are encountered and where the cutting is insufficient to make the fill these structures are being utilized to make the fill with the train from the ballast pit. On encountering more of this rock than was first anticipated and the expense of handling any more of this material than was absolutely necessary, it was also necessary to put in more of these temporary structures than was expected, for the reason that it is much cheaper to put in these structures and fill with train than borrow bed rock."

By Mr. Hendrie: Q. Now, you stated when this report was written that there were 36 miles not completed, but which would

be finished this winter, and that there were 76 miles finished? A. That is just grading. There were only 56 miles of steel down.

Q. Your estimate before the work was let for clearing was how much? A. \$30 an acre.

Q. The estimated quantities I mean? A. 1,200 acres.

Q. And up to the end of December there have been 980 acres cleared? A. Yes.

Q. How many acres to the mile? A. 12.

Q. So considerable of the right of way even last December had not been cleared.

A. Oh yes, some of it is not cleared yet, although I think there is now only about two miles left of it.

Q. Why delay the clearing so long? A. It is not necessary to clear when we do not want to grade.

Q. It is generally done though? A. No, I have seen them grading and just clearing enough to take out the cut.

Q. That is not very good management? A. It may be, it depends on circumstances and a great many other things.

By Mr. Conmee:

Q. It would not pay a contractor to take his men and supplies away ahead at great expense for transportation, etc., for the mere sake of clearing; that would be bad management? A. Yes.

By Mr. Hendrie:

Q. Then the grubbing, the original estimate is 200 acres, and only 72 acres estimated up to date? A. Yes.

Q. Now come down to excavation of solid rock, the original estimate was 200,000 yards? A. Yes.

Q. Up to date the contractor has been paid for 489,272 yards? A. Yes.

Q. That is over double the estimated quantity? A. Yes.

Q. Is there much rock still to move? A. There is considerable.

Q. 100,000 yards? A. Yes.

Q. 200,000? A. There will be probably, I could answer that better by telling you that I think now there will be probably in the neighborhood of 700,000 yards. To make an approximate estimate now from what is already taken out and what I can estimate of what is to be taken out, I imagine that there is in the neighborhood of 700,000 yards of solid rock.

Q. The estimated quantity of rock on the road was 200,000 yards? A. Yes.

Q. You now estimate that it will be 700,000? A. Yes.

Q. That is an increase of 500,000 yards? A. Yes.

Q. The contractor gets for it how much? A. He gets so much a yard.

Q. How much per yard? A. \$1.70.

Q. Will you read from the report what

Mr. Goodwin tendered for solid rock? A. \$1.75.

Q. H. J. Beemer? A. \$1.60.

Q. Mr. McLaughlin? A. \$1.30.

Q. Do you know Mr. McLaughlin? A. I have met him.

Q. Is he experienced? A. I do not know, but from that price I would not think he was.

Q. Do you know if he ever worked on any other railroad? A. No, I don't know anything about him except that I met him once in Hull.

Q. What was Mr. M. P. Davis' tender? A. \$1.60.

Q. Mr. J. J. Lyons? A. \$1.45.

Q. A. R. Macdonell? A. \$1.70.

Q. Fauquier Bros? A. \$1.48.

Q. They are well-known contractors, are they not? A. Yes, they are good men.

Q. Their price is \$1.48? A. Yes.

Q. Canadian Construction Company—what was their tender? A. \$1.58.

Q. New Ontario Development & Construction Company? A. \$1.57.

Q. Deeman & Hazelwood? A. \$1.60.

Q. Seely & Dickenson? A. \$1.65.

Q. Barclay & McMartin? A. \$1.40.

Q. Ross, Barry et al? A. \$1.23½.

Q. Did you ever hear of Mr. Ross and Mr. Barry—they are a good firm? A. Yes, but at that price they must have been accustomed to working on other rock different to that in that country. You cannot take out old Laurentian granite for \$1.23½.

Q. Do you know what the sub-contractors are getting? A. No, the only contractor I recognize on the road is A. R. Macdonell.

Q. But there are sub-contractors? A. Yes, it is all sub-let.

Q. How do these sub-contractors get their estimate? A. It is customary for the sectional engineers, although it is not compulsory to give the estimate to the sub-contractors to spread it up for the sub-contractors.

Q. And they give the sub-contractors the estimates? A. Yes, they do; it is customary to do that, although it is not absolutely compulsory that they should do it.

Q. And you state in this specification that you do not recognize sub-contractors? A. Yes.

Q. Well, then, the next item we find on the estimate is loose rock? A. Yes.

Q. What is the amount of loose rock returned up to the end of December, 1903? A. 33,209 cubic yards. It was estimated at 100,000.

Q. What was the original estimate? A. 100,000 cubic yards.

Q. That is a decrease? A. It would appear now that there will not be 100,000 yards of loose rock on the road.

Q. That is, the estimate was 100,000 yards of loose rock? A. Yes, the approximate estimate at the start was 100,000 cubic yards.

Q. And you returned how much? A. 33,000 yards.

Q. What was the difference between the estimate and the amount returned? A. Between 100,000 and 33,000 yards—there is a difference between the estimated and the actual figures of 67,000 yards.

Q. Now, what is the estimated quantity of the loose rock on the whole road? A. I have here the quantities up to the end of February.

Q. Did you give an estimate of the solid rock? A. Yes, up to the end of February, 545,000 yards of solid rock.

Q. You estimated about 100,000—how much loose rock did you estimate? A. Well, I would say now it would run somewhere around 50,000.

Q. Just half what you estimated? A. Yes, about half.

Q. Now, would you read the specification for loose rock in the estimate? A. "Loose rock, all boulders and detached masses not more than one cubic yard or less than two cubic feet, and rock which can be removed without the necessity of blasting."

Q. Now, what was Mr. Macdonnell's price for loose rock? A. Fifty cents.

Q. What was Ross & Barry's price? A. Sixty cents.

Q. And Fauquier Bros.? A. Forty-seven cents.

Q. What was the estimate for hard pan, and the quantity? A. Eight hundred and fifty thousand cubic yards.

Q. What was the amount returned till the end of February? A. There were 475,294 yards returned till the end of February.

Q. Perhaps we had better state till December; how much had been returned up till then? A. 428,813 yards—just half our estimate.

Q. That is about half your estimate? A. Yes, I think it will turn out about that.

Q. On what basis did you go to estimate that quantity? A. Well, I estimated the number of cubic yards per mile that I thought the road would run, 23,000 yards per mile, and subdivided it on a percentage basis from my general knowledge of the country.

By the Chairman:

Q. That, you say, went 400,000 yards to December 31st, and by half your estimate you mean that it is half your estimate for the whole road? A. Yes, for the whole road, so that it will come out pretty nearly what it was estimated.

By Mr. Hendrie:

Q. That is, you will have 400,000 yards on the rest of the road? A. No, I don't think we'll have that much.

Q. That is, you have half of two-thirds of the road? A. Yes, I have figures to the end of February. Up to the end of February the hard pan was 475,000, and about 25 per cent. added to that would bring it out—that is, about 600,000 yards.

By Mr. Conmee:

Q. That would bring the amount considerably under your first estimate? A. Yes.

By Mr. Hendrie:

Q. The earth, too, is under your estimate? A. Yes.

Q. In fact, it's about only half your estimate? A. Our estimate was a million and a half—yes, about half our estimate.

Q. Now, the solid rock is increased about 200 per cent.—nearly 300 per cent? A. Yes.

Q. And the loose rock is decreased about half and the hard pan is decreased about half? A. No, about 25 per cent, I think.

Q. And the earth is decreased about half? A. Yes.

Q. Now, I will take three contractors whom you say are good men. Take Messrs. Ross and Barry's price for rock—it was much below Macdonnell's? A. Yes, I do not think they could do the work at that price.

Q. They are financially fairly strong? A. I do not think they would be after getting through the work at that price.

Q. Well, Fauquier—his price was \$1.48? A. Yes.

Q. That was for solid rock? A. Yes.

Q. That would have made a difference of 22 cents per yard between Mr. Macdonnell's and Fauquier's? A. Yes.

Q. And that at 500,000 yards, would have made a difference of \$110,000 in the contract? A. No, in the rock. The contract may be low in rock work, and higher in the other things.

Mr. Gross: Q. What was Barry's price for earth? A. Twenty-three cents.

Hon. F. R. Latchford: Q. What was Macdonnell's price? A. Twenty-two cents. But in the hard pan there is a difference between 58c. and 38c.

Mr. Hendrie: Q. The hard pan is not changed?

The Chairman: Q. What about the 58 and 38 cents; what does that mean? A. Ross & Barry's tender is 58 cents for hard pan.

Q. And whose was 38 cents? A. Macdonnell's tender.

Mr. Hendrie: Q. The amount of hard pan you estimated and the quality that will have to be completed here are

about the same? A. The actual quantity turned out 25 per cent. less than the estimate.

Mr. Cameron: Q. You estimated 850,000 yards, and it turned out about 600,000? A. Yes, it was about 25 per cent. less.

Mr. Hendrie: It is about 30 per cent less, and Mr. Macdonnell's price was—? A. Thirty-eight cents.

Q. And Fauquier Bros. was forty-seven? A. Yes, forty-seven cents.

Q. That is a difference of nine cents? A. Yes, that is for hard pan.

Q. And Mr. Goodwin's figure was sixty cents for hard pan? A. Yes.

Q. What was Mr. Beemer's figure? A. It was sixty cents also.

Q. And Mr. Davis? A. Fifty cents.

Q. They are all experienced contractors, are they not? A. I do not know whether Davis has any experience in railway building or not; he is a big contractor on canal work.

Q. He is doing a great deal of work for the power companies at Niagara Falls, is he not? A. Yes, but I do not know whether he ever built a railway. I never met him on railway work.

Q. But Mr. Beemer is experienced in railway work, and Mr. Goodwin? A. The first is, but I do not know about Goodwin; I do not think so.

Q. And what about Fauquier? A. Yes, Mr. Fauquier is all right, but I never met Mr. Goodwin on railway construction.

Q. Well, of all the contractors, Messrs. Goodwin are the next lowest to Mr. Macdonnell; Mr. Beemer 60c, and Davis 70c? A. Davis 50 cents.

Q. Now, look at the question again, taking the earthwork. How much earth did you originally estimate? A. 1,500,000 yards of earth.

Q. And how much has been excavated to the end of December? A. 574,000 yards.

Q. What is your estimate to complete the road? A. About 25 per cent added to that.

Q. I do not mean train filling in this? A. No, that is kept in a separate class and price. There are 86 miles of road grading done, so that 25 per cent. added would be near it.

Q. That is about 725,000 yards? A. Yes, it would be about that.

Q. That is less than half the estimated quantity? A. Yes, it is turning out different to what I expected. The rock goes up and the earth goes down, but the quantities are less.

Col. Matheson: Q. The quantity on which the contractors get big prices goes up, and the low-priced ones go down?

A. No, some go down; some do and some don't.

Q. Which go down? A. I cannot see below the surface of the ground. Nine cuts out of ten show boulders and loose rock on the surface, and when you get down two or three feet you get solid rock.

Mr. Cameron: Q. And the same thing would apply to the earth; you could not estimate with certainty as to that without excavation; is that the fact? A. Yes.

Q. The earth estimate will be about half? A. Yes, about half.

Q. That could not be guarded against by you; you could not exactly tell? A. No, I could not, nor could any other man.

Q. And the same applies to this other work; the loose rock and the hard pan? A. Yes, and also to the solid rock.

Q. You cannot fix the amount with certainty? A. No, no man can do that.

Col. Matheson: Q.—Do you mean to say it is impossible to get closer than you got? A. I would have liked to have come closer.

Q. There is an immense difference between 200,000 estimate for solid rock and a final estimate of 700,000 yards? A. Yes, that's quite a difference.

Q. Is it not possible without going to great expense to get closer figures than that? A. Well, it is just a chance; you might strike it closer, and again you might not come as close.

Q. Do you know any other road on which there has been such a difference as that between the original estimate and the actual figures? A. Well, I have not had the experience with other roads I have had with this. The Chief Engineers of the other roads might be able to tell you.

Q. Well, what about the Pembroke-Southern Railway? A. Well, I made no estimate like this on that road. I let the contracts to the man I wanted to do the work at the prices I wanted to give, and did not call for estimates at all.

Q. Where you were building a road, would it not be your duty as Chief Engineer if the road was to cost \$7,000 or \$8,000 for one item would you not get closer figures? A. I would like to get closer.

Q. Did you not try? A. I made a strong effort to get it as exact as I could; it did not turn out as I expected and I would have liked to have hit it closer, but I do not think any man could have hit it exactly.

Q. I do not suppose they could, on the work you did. You practically made this estimate on a location sur-

vey of 30 miles, and a trial survey of the balance? A. Yes.

Q. Was it proper to let the contract on that amount of survey? A. Well, it is customary. That is the practice which has been followed in this country as long as I have any knowledge.

Mr. Hendrie: Q. So that when the Government lets a contract we cannot be sure within a million or two what it will cost? A. Well, it is turning out pretty near what I said it would cost. If an earth cutting turns out to be rock, the amount of excavation is reduced. I estimated the quantities at 23,000 yards a mile with a big percentage of earth and a small percentage of rock, but the proportions of earth and rock are turning out different, so that the bulk quantities are only 19,000 yards a mile.

Q. Well, the quantities together amount to 1,700,000 yards, the original estimate of the two together was about that, what is your present estimate?

Hon. Mr. Latchford: Q. It is less because there is more rock and less earth.

Witness: A. The quantities are 19,000 instead of 23,000 because less excavation is required for the rock cutting.

Col. Matheson: Q. Well, the earth and rock, you estimate now at 1,420,000 yards, because in the rock cuttings the sides are steeper? A. In the rock cut the gullet only is taken out; there is no slope. In an earth cut sometimes there is more excavation required on the slope than in the gullet.

Q. Is it not cheaper to take out a rock cut 15 feet deep per yard than one five feet? A. It can be done at a lower price per yard.

Q. That is the same plant is required for a cut 5 yards deep as for a cut 15 yards deep? A. Yes, it costs less per yard for a deep cutting than for a shallow one.

Mr. Conmee: Q. The prices being by quantities per yard, the fluctuation from the measurement in yards does not make any difference in reality as between the different tenders—they all have the same opportunity? A. Yes.

Mr. Hendrie: Q. You said it was impossible to judge the nature of the soil as most of the rock was covered by stripping. Here is a picture in the Second Annual Report, facing page 16—there is no stripping there? A.—No.

Q. Then there is no earth to be removed there? A. Well, there might be.

Q. What cut is that? A. That is near the summit, I think. I do not say all the cuts were covered, but nine out of ten of them were.

Q. This is a big cut? A. Yes, it's a pretty big one.

Q. Now, when you run a trial line or

are locating a road, do you not examine the roots of upturned trees to get an idea of the nature of the sub-soil? A. Yes, that is a common practice.

Q. And examine the banks of streams? A. Yes.

Q. Well, in a case of this sort, would you not naturally assume that you would have more rock than you estimated originally? When you walked over the line and observed rock cuttings of this size with no stripping on them, all solid rock, and upturned trees, etc., would not you assume that less than 2,000 yards per mile was too small an estimate? A. I did not think so from what I saw.

Hon. F. R. Latchford: Q. It depends upon what he saw; there are hundreds of cuts on the road as large as that? A. No, there are hundreds on the road that do not show like that.

Mr. Hendrie: Q. Now I will call your attention to a price here for permanent trestles under "Timber Delivered." That is just the ordinary approximate estimate on the contract of delivering that timber? A. Yes, we gave them an estimate on materials delivered that disappear when the work is constructed.

Q. Then the temporary trestles; you have estimated 10,000 feet; how much have you built to date? A. 300,000, I guess.

Q. Is that lineal feet? A. Yes.

Q. That was 2,500 then? A. Yes, 7,000 lineal feet, the one follows from the other. When there is more rock there is more temporary trestles.

Q. That is lineal feet, is it, for 12x12 timber? A. No, round timber, 12 inches in diameter.

Q. That is the quantity of lineal feet in round timber in the temporary trestles? A. Yes.

Q. What is the price? A. Twenty-five cents per running foot.

Q. What would that be per thousand feet board measure, assuming that round timber would square up, what would it be? A. About 10 inches, that is 8 feet board measure to the running foot, it would be 8 feet board measure to the running foot.

Q. How much would it come to then in board measure? A. Twenty-five cents per 8 feet board measure.

Mr. Conmee: Q. It would run about 64 feet, I think. That is the price for the timber in the work? A. Yes, for the trestles completed. Thirty dollars I make it. That is completed in the construction.

Q. What do you make it? A. Thirty dollars in the structure completed, that is including the labor and iron that goes into the structure.

Q. Then you do not have a separate price for iron? A. No.

Mr. Hendrie: Q. How much iron is there in it? A. I could not say exactly.

Q. Well, what was Mr. Macdonnell's price for permanent trestles; it is on page 16, item 25? A. His price is \$25.

Q. What is that for? A. Per thousand feet board measure.

Q. Mr. Macdonnell tendered under specification. What does that specification call for? A. It calls for the squared timber.

Q. You had better read the specifications? A. "The quality of timber and dimension. The timber used in all the trestles, culverts or cattle guards must be of the exact dimensions given and figured on the drawings made in the engineer's office and scaled and measured. They must be all of the best description of lumber, free from knots, faults or windgals, sawn or hewed, squared and free from all description of decay, and must in every way conform to the specifications. No timber must be cut from dead wood, but it must all be cut from living trees."

Q. Mr. Macdonnell's price for that was twenty-five dollars? A. Yes, the other prices are higher.

Q. That was for permanent trestles? A. Yes.

Q. Clause 25 of the contract, that was for permanent trestles? A. Yes.

Mr. Conmee: Q. That includes iron also? A. Yes; it includes the iron.

Mr. Hendrie: Q. He gets nominally \$30 per thousand for the round timber? A. Yes.

Q. And takes the temporary trestles for 50 per cent. less than the permanent? A. It looks like that.

Q. What is the price for permanent trestles? A. Twenty-five dollars a thousand.

Q. And what for temporary trestles? A. We figured it at \$30; it is not quite \$30.

Q. Then the permanent trestle, how much less than the temporary trestle is it per thousand? A. It would appear the permanent trestle is \$3 or \$4 per thousand less.

Q. It is approximately \$5 per thousand less? A. Yes.

Q. Well, what was the estimate for the permanent trestle? A. Four million feet.

Q. How much was completed till the end of December? A. 412,000 feet.

Q. There is 4,000,000 feet estimated? A. Yes.

Q. And 412,000 feet completed up to the end of December? A. Yes.

Q. How much do you estimate will be required to finish the road? A. Over a million and a half. The increase in

rock cutting caused this. Where the rock increases the temporary trestles will increase.

The Chairman: Q. And the permanent trestles will decrease? A. We are putting in temporary structures and filling them up.

Mr. Hendrie: Q. Then, if you had given more time to examining the surface of the projected line, you could have got a more correct estimate? A. If I took a few years I might.

Q. Not for 112 miles? The Grand Trunk Pacific is to be built from coast to coast in five years? A. They won't do it though; they are only going to do it on paper.

Q. If you had been given six months more time you could have made a closer estimate? A. I do not know what I might have done—I might have.

Colonel Matheson: Q. Would your estimate to the Abitibi District be better than this? A. I could not say.

Q. Do you think they are reasonably likely to be closer? A. I do not know.

Mr. Cameron: Q. What would be necessary to secure such information as would give you definite knowledge? A. I never before considered it in that light. I do not know how you could get such information without sinking test pits in cuts on the road. And this would not be satisfactory, because there is continual small change in the line of the road, in fact I altered the route not more than a month ago. If you put down test pits and then changed the route of the road 1,000 feet away the pits would be no good.

Q. That would involve very serious expense? A. No doubt it would. And, more than that, in putting down the test pit you might strike what would appear to be solid rock, but which would turn out to be a boulder.

Q. And that would mean the whole expense would be lost, so that practically you could not make a definite estimate? A. No, it is absolutely impossible to do that.

Q. That is without a long delay in construction and large expense? A. Yes, it would involve enormous expense to put down test pits all along the road, especially as they might be put down for nothing and prove a mere useless expense.

The Committee then adjourned until 10.30 a.m., Thursday, March 10th.

Public Accounts Committee,

March 10th, 1904.

Mr. W. B. Russell recalled:

By Mr. Cameron:

Q. I did not understand you quite thoroughly perhaps. Mr. Russell, about the cost of the temporary and perman-

ent trestle—I understood you to say that the temporary trestle was more costly by some \$5? A. Mr. Hendrie asked what the round timber would average, and I think I said 10x10, but I overlooked the fact that there is a lot of square timber, flatted timber, these stringers are all flatted timber, 14 inches; the sills are flatted timber 12 inches between the flat sides, and that would bring the average I think at the very lowest up to 12x12 all round, which will put a different face on that matter altogether.

Q. What would the cost then be? A. It would make it about \$20 per thousand; the permanent is \$25, and this makes \$20 for the temporary.

Q. There is another matter—I understood it was stated yesterday that the high-priced material taken out was greater than the estimate, but that the low-priced material taken out in many cases was less than the estimate? A. I think somebody said that.

Q. With reference to Macdonell's tender, for instance, take the solid rock. Where his tender was \$1.70 that in that case where you estimated low there was a great increase in the quantities taken out, and the inference was that that applied generally throughout the whole contract—is that so? A. No.

Q. Just explain in what cases that is not so? A. There are some cases where it is the other way round. Take piling, for instance.

Q. Give the quantities, the actual figures, and the cost in each? A. Piling estimated at 50,000 lin. ft. Macdonell's price was 22 cents a lin. ft., a very low figure; the estimate of piling up to the end of February, that is the end of last month, was 176,500 feet, while it is fair to add a quarter on to that.

By Mr. Hendrie: Q. That would be 210,000? A. Well, call it 200,000 in round figures because you only figure approximately.

By Mr. Matheson:

Q. But the whole amount paid for piling, is it much? A. It is given here. Up to the end of December the amount paid for piling was \$20,313.

Q. So that the whole amount on that item of piles given was only \$20,313 up to the end of December? A. On that one item, yes.

Q. This is the exception that proves the rule? A. I admit the rock turned out more than I expected, and that influenced the temporary trestles; where there is more rock you have to increase the temporary work.

Q. My remark, of course, was generally correct, but of course there were exceptions? A. There are exceptions.

Take loose rock which is turning out about half what was estimated.

Q. What was the total amount paid to the end of December for loose rock? A. \$16,649.

Q. What is the next one? A. Dry masonry estimated at 1,000 yards; it is turning out about 4,000 yards; Macdonell's price is low for that.

Q. What is the total amount paid to the end of December for dry masonry? A. \$18,690. Grubbing is turning out about half of what was estimated.

By Mr. Hendrie:

Q. And that amounts in masonry to an increase of \$13,000 in round figures, and in the piles driven also to a small amount, say, \$10,000 increase, that will make \$23,000 all told, approximately? A. Yes, up to the end of December.

Q. We will take page 16 of the first report, temporary trestles, 10,000—what does that mean? A. lineal feet.

Q. You pay 25 cents per lin. ft. for that? A. Yes.

Q. What would that be board measure? A. I am not prepared to say exactly, but I think it would be about \$20 per thousand, figuring it to square out about 12x12.

Q. Just figure it out, will you? A. The stringers are 29 inches by 18 inches.

Q. And you buy that timber in that district for \$20? A. I don't know what they are buying it for.

Q. But you should? A. They cut it right in the bush; it is flatted.

Q. They pay stumpage on it, don't they? A. I presume they do.

Q. That would come to about \$4? A. I don't know what the stumpage is. And the sills are 12 inches between flatted sides.

Q. We will get at it in another way—the temporary trestle is \$25 per thousand; assuming all sills, caps, stringers, etc., 25 cents per lin. ft., what does that amount to per lin. ft.? A. Comparing temporary with the permanent?

Q. I want to get a comparison between the permanent and the temporary? A. Well, you are just turning it around the other way—the other comparison was—

Q. I will take your other comparison as sworn to yesterday? A. I think I was giving you a little bit the best of it yesterday.

Q. I want to get at the facts, that is all? A. I think I underestimated; I think it would be fair to call them 12x12.

Q. That cannot make a difference of 33 per cent? A. There is quite a difference between \$30 and \$20 per thousand. You spoke to me about round timber posts only. There is more than round

timber, there is flatted timber, stringers and caps which is all bigger timber than round timber, which would bring up the average, and I think it would be much fairer to average that 12x12 rather than 10x10 which we figured yesterday, which would make the temporaries at \$20 per thousand instead of \$30. Yesterday we were figuring that we were paying more for temporary timber than we were paying for permanent, but in this way we are figuring that it is costing less, it is costing \$20 instead of \$30, quite a difference.

Q. All right. Take the temporary bent, between centres what is the length? A. 14 feet.

Q. Take a temporary bent, how does it figure out—there are four posts 20 feet long? A. Yes, 80 feet.

Q. One cap 14 feet long? A. Yes.

Q. One sill 28 feet long? A. Yes.

Q. Four stringers 14 feet long? A. Yes, 56 feet.

Q. And two cross braces, 60 feet? A. Yes.

Q. What else? A. That is all, 238 lin. ft.

Q. What do you make that in money? A. At 25 cents a running foot?

Q. Yes? A. \$59.50.

Q. Turn that into board measure? A. At what size?

Q. There is 8x8, and these stringers are 14 inches—it would be fair to take it at 12x12? A. That is just exactly the point I started in on. That would be 2,856 feet board measure.

Q. Now, take that at \$25 per M.—that is 2,856 feet divided into \$5,950? A. That figures out \$20.83 for the temporary—that is just the figure we got the other way.

By Mr. Smyth.

Q. Is that all pine timber? A. No, we accept any kind of timber in the temporary structures that is sound.

By Mr. Matheson:

Q. The result is that it is how much per M.? A. \$20.83 for timber, estimated at 12x12.

Q. Of any kind of timber? A.—Yes, any kind of sound timber was put in temporary structures.

By Mr. Hendrie:

Q. You say that all this timber would square 12x12 except the cross braces? A. Yes.

Q. It will all square 12x12? A. It will average 12x12 at the very least.

Q. Then the permanent trestle is all sawn square timber? A. Yes, the specifications call for that.

Q. And the permanent trestle is \$5 per M. more than the temporary? A. Yes.

By Mr. Smyth:

Q. The permanent timber would be pine? A. Yes, the permanent timber has to be all sound pine.

By Mr. Hendrie:

Q. What do you pay for round timber in that district? A. Well, it is all cut off the Crown Lands; I really don't know what they paid for it.

Q. I suppose you used hemlock, spruce, don't you know what is paid for it? A. I don't know what they pay for it; the sub-contractors buy it.

Q. Don't you know the sub-contractors' prices? A. I know some of them.

Q. But you do not know this price? A. No, I don't know.

Q. Would 10 cents a lin. ft. be a fair price for such work as that, for cutting it out? A. I have seen it taken out for ten cents. They would have to buy it from the farmer; I don't know what they would pay him.

Q. There are no farmers up there to buy it from? A. There are within sixteen miles from North Bay.

Q. Much of that work? A. There was some.

Q. Would 20 cents erected with the iron included be a fair price? A. 20 cents a lin. ft., yes, I think it would be a fair price; I don't think it any exorbitant price.

Q. Any profit in that for the contractor? A. Yes, there would be a profit.

Q. Five cents a foot? A. I don't know. Take the prices of the other bidders, they are—

Q. Yes, I am going to ask a question on that: I would like to go over all these bids; there is something to explain. The first bid is George Goodwin; now, he is a man who has done a great deal of work, has he not? A. I don't know, I never met him on a railroad.

Q. But you have heard of him? A. Yes, he lives in Ottawa, but I never met him on railway construction.

Q. Well, he bids here. You put in the estimated quantities 4,000,000 B.M. for permanent trestle, and his price there is 3 cents? A. That should be \$30.

Q. The next man is Beemer, his price is \$36; the next man is McLaughlin, his price is \$23; the next Davis, his price is \$37; Lyon's is 2 7-10, and Macdonell is 25? A. Yes.

Q. With the exception of Lyons and McLaughlin, Macdonell is the lowest? A. Yes.

Q. Fauquier Bros is \$38.50? A. Yes. Q. Deeman & Hazelwood, \$35? A. Yes. There is the Canadian Construction Co., \$27.

Q. Do you know the Canadian Construction Co.? A. Yes.

Q. Who are they? A. Daley of Montreal.

Q. Who are the New Ontario Construction Company? A. I don't know who is behind them.

Q. Their price is \$37.50? A. Yes.

Q. Seley & Dickenson? A. \$30.

Q. Barclay & McMartin? A. \$27.50.

Q. Ross & Barry? A. \$32.50.

Q. Now, Mr. Russell, the original estimate before the survey was really completed was \$23,797 per mile for the west line, and \$21,255 for the east line—that was the estimate of the road made on the trial survey? A. Yes.

Q. What does that figure out for the 112 miles? A. \$2,380,560.

Q. You estimate now that on the rock alone there will be an increase of how much? A. I will estimate the road will cost \$25,000 per mile.

Q. But on the rock alone? A. In estimating on the mile that way I would not take the rock alone.

Q. But on the rock alone, you said yesterday it was 700,000 yards? A. I said I made an approximate estimate, and I understood it might turn out in that neighborhood; I do not say absolutely it will turn out that many yards.

Q. Well, the road is nearly finished is getting on towards the finished stage? A. Three-quarters of the grading is done.

Q. And you have already returned \$489,000 yards? A. Yes.

Q. And you said yesterday it would take about \$700,000 to finish the road? A. Yes.

Q. What does that increase figure out at—about 500,000 yards at \$1.70? A. \$850,000, but there is one thing to be remembered, with an increase in rock there is a decrease in other quantities.

Q. Then on \$2,380,000 estimate of a road—

Mr. Latchford: There was no such estimate, that is not fair; you asked the Engineer to figure out that price for the first 56 miles on the whole road, but there was no such estimate.

Witness: 56 miles only was figured out at that price.

By Mr. Matheson:

Q. On your present estimate of the amount paid the balance would figure about? A. I figure that a road would cost in the neighborhood of \$25,000 per mile.

Q. But that won't be sufficient—you must give us the details as to how you arrive at that.

By Mr. Hendrie:

Q. Well, take the first 56 miles, I am talking now of when this estimate was made which I presume was sometime in August, 1902—would the estimate for the 56 miles of the east line as made at the same time be more or less on the northern portion of the road? A.

Well, I don't know; at the time I made this estimate I did not know as much about the northern end of the road as I know to-day.

Q. That is 56 miles? A. Yes.

Q. Was it entirely guess work then? A. Not altogether. There was a certain amount of approximation in all the estimates, there is in any railway.

Q. Before you answer this question, will you read Mr. George Mountain's report made on the 26th August, 1902, page 10 of the first report:

(Witness reading): "Having made a satisfactory examination of the ground in all its conditions, I took copies of the profiles and plans and returned to Ottawa in order to check the estimates of quantities of the different lines.

"After careful consideration of the physical conditions of the country and particularly to the best grade and alignment, cost of construction and cost of maintenance, I beg to report to your Commission that, in my opinion, the proposed, or east line is undoubtedly the best.

"Your Chief Engineer, Mr. Russell, asked me to examine the profiles which he had made as far north as Temiskaming so far as gradients were concerned, and everything seemed satisfactory, except as I suggested to him some much more extended survey at Haileybury on Lake Temiskaming in order to get down to the lake more gradually. The grade does not exceed there one per cent., but, in my opinion, is too continuous without a break to be operated economically at that point. I have no doubt that, with careful examination of country, your Chief Engineer would be able to get this more gradual.

"After your decision is made as to which line should be adopted, I would like to confer with your Chief Engineer on some minor details relative to the location, which could not be taken up until your decision is made as to the routes."

Q. Now, this is one report, so there must have been some estimate made at the time? A. An estimate of the whole road?

Q. Yes? A. No, we had trial line profiles; it was a trial line profile he refers to there. The trial line profile only shows the engineer what grades he is likely to get, but on a trial line estimate cost of the whole of the road, you can only approximate it very roughly.

Q. Well, these gradings spoken of by Mr. Mountain were changed, were they? A. On Lake Temiskaming?

Q. Yes? A. The profile is here.

Q. Is this the profile as shown to the contractors when they bid? A. It is a

trial line profile, but some men bid on that contract without having looked at the profile, I am quite sure of that.

Q. Your estimate for the east line, then, for the first 56 miles, was \$21,255 per mile? A. At that time it was, yes.

A. And you say that the rock—that the northern portion is more expensive than the southern portion? A. I don't think I spread it that way.

Q. Would you say that is an unfair estimate of the whole road at that time? A. I think I estimated at that time on a road that did not get up to the standard of the road that the Commission is building to-day. I could have built a road for \$21,255 per mile if they wanted it, perhaps less, if they wanted a road that style, but I found out afterwards that the Commission wanted a first-class road.

Q. Now, it is \$25,000? A. Yes.

Q. That is for 56 miles? A. No, for 112.

Q. But take this estimate as made at the time—where any grades have been changed that increased the work, but it does not increase it to the extent of this amount of rock—it increased probably by the fact that where you estimated earth there was rock—that is the chief reason? A. Yes, but where it turned out rock the total quantities were reduced.

Q. I admit that the quantities were reduced, that the total quantities are reduced when it is rock, but one yard of rock will pay for seven yards and a decimal of earth? A. But one yard of rock will make up a yard in the dump whereas a yard of earth will not make a yard in the dump.

Q. Then figure up what 56 miles at \$25,000 per mile would cost? A. About \$1,400,000.

Q. Add to it \$1,190,000, your original estimate for the first 56 miles, that would make \$2,590,000. A. Yes.

Q. Now, on a contract that was estimated by yourself at \$2,590,000, there has been an increase on one item alone of rock of \$850,000? A. Yes, that is what the increase in the rock will figure out.

Q. That is \$850,000 increase on rock alone in the contract in the estimate made of \$2,590,000? A. That \$850,000 of rock is on the whole road, not on the 56 miles; the whole road has increased that on the rock.

Q. Now, on the earth as reduced by your present estimate as against your first estimate, how much is that? The original estimate of \$330,000, half of that \$165,000, there would be a saving there to the country of \$165,000 on reducing that earth? A. Yes.

Q. Now, how much is the trestle increase? A. Which kind?

Q. Temporary? A. In money?

Q. Yes—what do you expect for the whole line? A. Figuring it on the same basis as we figured the others, we just add a quarter on to what I get here.

Q. You have got to add a quarter to \$77,000—how much increase is that? A. It is about \$90,000 increase.

Q. Over your estimate? A. Yes, that would follow from the rock, with the increase in rock there would be an increase in temporary trestles.

Q. What is the next one that under-runs, is it hardpan, that was about equal? A. Yes.

Q. Do you know the price that Mr. Macdonell sub-let this work at? A. No, I don't know.

Q. Well, according to the specifications, you have some knowledge, shouldn't you? A. No, I don't recognize the sub-contractor.

Q. Your divisional engineer recognizes them? A. No.

Q. They return estimates to them? A. They just draw a line across from one man to the other and spread out the work.

Q. Well, if I told you I had seen a contract with Mr. Macdonell sub-letting at \$1.40 for the rock and 20 cents for the earth, would you say I was incorrect? A. No.

Q. Would you say I was correct? A. I could not say that, I could say you might be correct, it is a reasonable price.

Q. On that contract, taking these prices, Mr. Macdonell would have about ten per cent. on the earth on that basis, would not he? A. Two cents a yard.

Q. And on the rock? A. 30 cents to add to \$1.40.

Q. So on his original contract taking these two items alone—there are other expenses that the main contractor is put to that the sub-contractor is not.

Q. But take these two items alone, because he has got a big contract? A. Some of the best sub-contractors go in the hole. He has to build a tote road at big expense.

Q. We will leave the main contract alone, that would have to be done anyhow for the main contract, a tote road and all that sort of thing would leave two or three hundred thousand that he would make out of such an expensive undertaking as that, ten per cent. would not be too much for him to make, he should make that. Take these two quantities alone. On the rock then and the increase at 30 cents a yard on 500,000 yards, what does that amount to? A. \$150,000.

Q. So he would have \$150,000 profit on the extra amount, that is over and above your estimated original quantities? A. No, I cannot agree with that by any means. It does not necessarily follow because of the difference between \$1.70 and \$1.40 that therefore he is making that profit. It don't follow at all.

Q. Yesterday you said, in answer to a question of mine, and also a question of Mr. Matheson, that where the rock was increased in a cutting, the average cost was decreased? A. Yes, the average cost of taking it out, yes, it is cheaper to take it out.

Q. We will assume that a rock cut is estimated at 15 feet deep and it is increased to 25 feet, it is cheaper to take it out at 25 feet? A. That is right.

Q. Well, then, a great many of these increases were made by change of grade? A. Some of them were.

Q. So his general rock price would be decreased by—the general cost would be decreased? A. It might.

Q. Well, would it not? A. No, it does not follow because you have reduced your grades, you might push the line up a side hill or you might get a shallow cut, that you could not get before.

Q. You say you have increased them? A. Increased them at those points where we reduced the grade.

Q. That was one of the two reasons that you gave yesterday for the increase the change in the grades and not knowing the character of the country? A. That is the principal thing.

Q. So, when Mr. Macdonell was subletting this work at \$1.40 per yard, these changes would not necessarily be to his disadvantage, would they? A. Not if they increased the quantities.

Q. It would be rather to his advantage? A. If he is making a profit on his rock, and there is an increase in the rock it is certainly an advantage to Macdonell, but it does not follow that he is making a profit between \$1.40 and \$1.70; I know some of the sub-contractors there apparently have made no money on the road but lost money.

By Mr. Graham:

Q. Mr. Hendrie has been specifying two prices, that the sub-contractors got certain prices—do you know that they got them? A. No, I do not know that they got \$1.40 or 20 cents.

By Mr. James:

Q. Do you know of any sub-contractors that came behind? A. Yes, there were lots of them that quit the road.

Q. It is generally understood that there were about eight sub-contractors on that road who were behind? A. There were seven out of twelve.

By Mr. Hendrie:

Q. Clause 17, page 23, of the first report, just read that clause: (Witness reading): "The contractor shall not without the written consent of the Commission previously had and obtained make any assignment of this contract and no consent or approval of the Engineer of a contract to sub-let any portion of this work as provided for in clause 84 of the specifications shall be valid or binding unless in writing signed by the said Engineer."

Q. That is the usual clause in all specifications? A. I have not seen it in all.

Q. Where did you take this one from, the C. P. R.? A. I don't know which one.

Q. I saw it twenty years ago? A. I presume that is all right; I have not seen it in every specification though.

Q. Well, then you do not know anything about the sub-contractors' prices at all, not by rumor? A. Yes, I have heard rumors.

Q. Have you consented to any of these sub-contractors under this clause? A. Yes, I did not disallow them to go on, I knew they were on there, and I did not object to their being on there.

Q. But you never did anything in writing, you did not sign anything? A. No, I did not.

Q. Now, clause 23, page 33, will you read that? A. "Snow, ice and frozen earth. In event of excavation and embankments being proceeded with in winter, no snow or ice must be placed in the embankments or allowed to be covered up in them, and all frozen earth must as far as possible be excluded from the hearts of the embankments."

Q. Is that clause in the specifications being strictly observed? A. Yes, sir.

Q. Now, page 41, clause 78, read that. A. "Extra work. No allowance will be made for extra work except upon written agreement signed by the Contractor and the Engineer, or under the written order of the Engineer. All claims for extra works so ordered must be made to the Engineer in writing before the payment of the next succeeding estimate, after the work was performed; and failing to make such claim, the same will be considered as abandoned by the Contractor."

Q. Has that been carried out? A. Yes, I think it has.

Q. Well, you would not need to think about that because you would know? A. Yes, it is carried out to the best of our ability.

Q. Well, then take the accounts of the Temiskaming and Northern Railway appearing in this Return showing all expenditures up to 31st December, 1903.

On page 30 there is an extra, June, 1903, A. R. Macdonell, work done and material supplied re telegraph line, \$1,006.92—have you got the copy of that account? A. Yes.

Q. You gave an order for that work to be done? A. Yes, I must have.

Q. What is the system adopted in your Department—you get your orders not from the Minister of Public Works but from the Commission? A. Yes.

Q. You were appointed by the Commission? A. Yes, my appointment was up before the Commission. I was there before the Commission was installed at all, but I came under the Commission's jurisdiction.

Q. All the estimates that you signed went before the Commission for their final approval? A. Yes.

Q. And from there they go to the auditors, but I suppose you don't know about that? A. I presume they do, but I do not know who gets them.

Q. As to extra work, do you apply to the Commission for authority to vouch for that, or do you do it on your own responsibility? A. Pretty much on my own responsibility; if there is anything of great importance, I would bring it up to the Commission.

Q. Did you report to the Commission that there would be a very large increase in your estimate? A. Did I report to them that there was?

Q. Yes? A. No, I didn't report it, they could see the estimates every month.

Q. Not that there was a large increase in the cost of the work? A. There is not a large increase in the cost of the work; the road is costing what I estimated it would cost, so much per mile.

Q. That was made afterwards? A. Shortly afterwards.

By Mr. Cameron:

Q. Is that estimate in writing? A. Yes.

Q. The estimate of \$25,000 per mile? A. Oh, it must be.

Q. Cannot you provide it? A. There is evidence of it somewhere.

Mr. Hendrie. There is the first time that it was brought out in the report to 31st December, 1903; in our case it reached us at the beginning of February.

Mr. Latchford: It was stated by me in the House early last Session that the cost of construction would be about \$25,000 per mile.

Mr. Matheson: But was not that supposed to be the total cost of the road?

Mr. Latchford: No, that was the cost of the construction of the railway without rolling stock.

Mr. Graham: That question was

asked in the House, I remember, by Mr. Russell.

Mr. Latchford: I had information from the Engineer as to that when I made my statement; I stated it twice or three times in the House.

By Mr. Matheson:

Q. Does that \$25,000 include the expenses of the Commission and incidentals? A. No, I did not figure on the cost of the Commission.

By Mr. Hendrie:

Q. Then, there is another account on page 30. A. R. Macdonell, work on terminals, \$2,173.32—have you got that? A. Yes.

Q. What sort of work is that? A. I think that is the work in the yard; we have a yard at North Bay.

Q. Would not that come under grading? A. No, it might not have been grading.

Q. Well, what is it? A. I am not prepared to say, it might be switches or frogs, or something like that.

Q. There is another one on page 33, putting in siding and tie plates, work at crossings, etc., \$439.29.

Mr. Graham: We had better have the account supplied.

(Mr. Hendrie, reading account): "To work performed in connection with the construction of tap ditch as per attached account..... \$339.31.

Q. Should not that have come under grading? A. Not necessarily; it might be in such shape that we could not measure it and we counted it as day labor; where it is impossible to make an excavation you can do it by day labor?

Q. Here is another, \$316? A. Yes.

Q. Did you say in your specification that all that work was to be done under specification? A. No, but there is a clause in the specification applying to that; any extra work that does not come under the schedule of prices I can ask the contractor to do it by day labor.

Q. Take page 31. clauses 13 and 14: "Ditching. In all excavations other than solid rock a ditch 2 1-2 feet wide on top and 1 foot deep must be formed on each side of the roadbed. Ditches of greater capacity must be provided when in the judgment of the Engineer they are required."

A. That means that if there was a wet place the cut could be widened out and the ditch made bigger.

Q. Did you never hear of a ditch alongside the embankment? A. This does not refer to that. It refers to when in the judgment of the engineer a wider ditch is required than the one in the cut, he can have it done there.

Q. Read further on. A. "Whenever embankments are made from side

ditches such ditches must be made continuous, and to a true line and grade as the engineer may direct. Whenever new watercourses or channels for rivers or streams are required to be formed they shall be placed at such a distance from the foot of the slope or embankment as the engineer may direct."

Q. Building culverts at terminals, \$177.30—would not that come under the specifications of culverts? A. I don't know what that culvert is.

Q. There is a contract here specifying certain description of work and under that is culverts? A. Yes, and there is a price for culverts. Wherever it is possible to have anything under the schedule with Macdonell, it is done so and wherever the work required to be done is not under schedule, then it is to be done by day labor.

Q. Here is another charge coming under four headings of \$1,451.87, work done on terminals? A. I don't remember that work.

Mr. Latchford: Can you find out anything about it?

Mr. Hendrie: Q. Then there is another one, cleaning out ditches and removing trestle bents, half way down the return of accounts, October 15, 1903, cleaning out ditches, \$3,026.26?

Mr. Graham: Can you explain that account about the culverts and work of terminals? A. I could not remember about it.

By Mr. Hendrie:

Q. For cleaning ditches between stations 104 and 310. "For cleaning out ditches and slopes in cuttings between Stations 104 and 310. This work was caused by action of the weather on work which was completed in the fall of 1902." You have not taken this work out of Mr. Macdonell's hand yet, have you? A. Well, the grading is practically taken out of his hands.

Q. That is a contract to build the Temiskaming road? A. Yes.

Q. You supply him with rails, ties, fish plates, etc., but he does all the rest of the work? A. Yes, he lays the rails.

Q. How many miles between these stations 104 and 310? A. Six miles.

Q. This is a bill for \$2,718. "Foreman \$105; Foreman, \$176; Timekeepers, \$75; Laborers, \$426; Laborers, \$13.31; Water boy, \$36.30; teamsters, \$29.70; horses and carts, \$136; blacksmith, \$75; teams, \$80."

Q. The contract you say has not been taken off Mr. Macdonell's hands yet? A. No, not yet.

Q. None of them? A. No.

Q. This was work already paid for?

A. The excavation was paid for.

Q. And if he had not been paid in

this way, and that work had fallen in, he should be paid for excavation again, an extreme case? A. It would be impossible to measure it, you could not measure it.

Q. I never saw that paid for in all my engineering experience, an account of this sort? A. The only way you could do was to take it out by day labor.

By Mr. Matheson:

Q. This was for damage done and allowed for in 1902, that was graded previously to that? A. Yes.

Q. And he had been paid for the grading? A. There are cuttings all through clay and quicksands, and this cut had been taken out and then the rains had come and washed in this so that probably it was within two and three feet high in some places.

Q. It was necessary to do it, but at whose expense? A. We would have to pay the contractor for doing it.

Q. You paid the contractor for doing the original work? A. We paid him for so many cubic yards of material taken out of that particular cut.

Q. And subsequent to that, this damage was done? A. Yes.

Q. And you had not taken the road off his hands, and you paid him for repairing this damage? A. We paid him for repairing the damage done.

By Mr. Pettypiece:

Q. Was it through any fault of Mr. Macdonell's or lack of care that this wash out occurred? A. No.

Q. Is there any clause under the specification providing for it? A. If we order him to take out material we have to pay him for doing it by day labor or by the yard.

Q. But you had not taken this piece of grading off his hands at the time? A. No.

By Mr. Hendrie:

Q. Clause 13 of the specifications is the one under which all this work was done, such work as this. Will you read it. (Witness reading): "Overhaul. The price for said excavation in all the several classes thereof, will be understood to cover and pay for the entire expense of removal of any material excavated by any method whatever, including loading, unloading, the furnishing of all labor, the cost of finishing up cuttings and embankments, the dressing of slopes to the required angle, and the completing of everything connected with the grading of the road bed in a creditable and workmanlike manner in accordance with the directions and to the satisfaction of the Engineer, the furnishing of material, power and plant, transportation and deposition, in the manner prescribed in these specifications, and in the location

designated by the Engineer, provided the extreme haul of the material so transported does not exceed 500 feet, and beyond that distance one cent per cubic yard per hundred feet will be allowed, on such overhaul as ordered by the Engineer." Q. Can you show me in any clause of your specification on grading that you were justified in paying for this work by day labor? A. Yes, here is one, No. 82, on page 41. "Day labor. If any work or service be required to be done, which in the opinion of the Engineer does not come within the class of work to be measured under the contract, he shall be at liberty to direct the Contractor to perform the same by days' labor, and the Contractor, when required by him, shall supply such force, perform such work, and be paid the reasonable and actual wages of such force, as ascertained by time-keeper and pay-sheet together with 10 per cent. for the use of the tools and profit. The Engineer shall be at liberty to discharge any bad or unsuitable workmen who may be placed at days' labor work, and the work so performed shall be subject to his approval before payment thereof."

By Mr. Cameron :

Q. You would have to get somebody to do this work? A. Yes.

Q. Macdonell's work so far as this work was concerned had been completed? A. Yes.

Q. The contractor had done his work? A. He had done his work and the cut had been measured up.

Q. Then some accident, rain, washed a portion of it away—you could not compel Macdonell to do the work over again? A. I could not see how it could be.

By Mr. Hendrie :

Q. Could you not compel Mr. Macdonell under clause 13 of the specification for grading? A. I don't think so.

Q. Is not this the finishing of cutting? A. I don't think so.

Q. If all the slopes on this road with this severe frost this winter fell in you would feel justified in paying Mr. Macdonell? A. Take the rock cuts, if a big boulder, a few yards of solid rock fell into the cut, am I going to order Mr. Macdonell to take it out and not pay for it.

Q. You paid for this work under the clause in the specification? A. But if you cannot measure it what are you going to do then?

By Mr. Matheson :

Q. Supposing after the road was finished and perhaps the track laid and not taken over, a sink hole occurs—would you have to pay for repairing? A. Yes, we have to pay the contractor

for filling that sink-hole up by day labor or by—

By Mr. Hendrie :

Q. This is a bill involving at Mr. Macdonell's prices nearly 10,000 yards? A. It may be.

Q. And you could not measure out 10,000 yards? A. If you can, I will show you the place, I could not measure it.

By Mr. Cameron :

Q. That is the reason it was necessary to employ the day labor? A. Yes, and in every case where we can put it under schedule we do so; we only employ day labor when we cannot help ourselves.

By Mr. Hendrie :

Q. Here is an account, voucher 862, for loading ties? A. I will explain how the payment for ties was done. The explanation of this paying for ties is this, that the Commission authorized me to put in the specification that ties would be delivered to the contractor in blocks every five miles apart, not more than five miles apart, and we had to follow it out; we had to pay the contractor where we could not supply him every five miles, we had to pay him for hauling it.

Q. Did you get it off the tie contract? A. No, we would not do that; I did not approve of that myself, this every five mile block business.

Q. It was just probably an oversight from want of experience on the part of the Commission? A. I don't say that, there are some pretty competent men on that Commission.

By Mr. Matheson :

Q. Have any of them had anything to do with construction of railways except Mr. O'Brien? A. I do not know.

Q. That would be a pretty large charge on the road? A. It amounts to a considerable amount of money.

Q. I notice an item here on page 27 of these accounts, paid Mr. Mountain for making specifications re steel rails, \$100? A. Yes.

Q. Is that not part of your duty as Chief Engineer? A. Yes, and I was perfectly satisfied to make the specification, but the Commission had the idea that it was a very important thing, and wanted me to consult Mr. Mountain, and I consulted him.

Q. The Commission was not satisfied that it should be left to you? A. Apparently not.

Q. Who was the engineer for the contractor? A. He has not got any engineer that I know of.

Q. Anybody act for him in that capacity? A. None that I know of.

Q. Who is the construction superintendent's foreman? A. Hugh Donnelly is his manager.

By Mr. Hendrie :

Q. He is the resident manager? A. Yes.

Mr. Macdonell is not there? A. Not much.

A. Mr. Macdonell has no engineer on the scene? A. None that I know of.

Q. The foreman has to get the quantities for the sub-contractors from your engineers? A. The sectional engineers when they send in an estimate, they generally have it marked.

Q. But the sub-contractors do apply to your engineers? A. Yes.

Q. You allow them to do it? A. Yes, they get the same measurement, it don't take more than five minutes' time.

Q. Have you made any—did you make the survey for the exploration to Lake Abitibi? A. It was under my supervision.

Q. Who was the engineer who located it? A. It is not located yet, it is only a preliminary line. I have 12 miles; I presume probably there is now 15 miles located.

Q. So you cannot make any accurate estimate of the cost of the work? A. No.

Q. Been over the country at all yourself? A. I have been over parts of it.

Q. How far? A. 20 or 30 miles would cover it all.

Q. What is the nature of the country you saw? A. Clay country.

Q. Much rock there? A. I didn't see much, there may be lots of it there though.

Q. Well now, it is extraordinary that you cannot see that rock in that country? A. As a general rule, I have seen them stick up out of a muskeg, a little hummock, a mound coming up out of a muskeg, and you would imagine that it was anything else but rock, but when you take a foot of moss off the surface there is the solid rock.

Q. Suppose one or two of these bright young rodmen were sent up there with bars to make a cursory examination, you would find out something? A. The bar might strike a boulder, and you might think it was solid rock.

Q. It would be better than guessing, it would not cost much to make a proper examination of that country before you let the contracts for the new extension, it would not cost \$1,000 to make a thorough investigation so that you would have a better idea than you have at the present time? A. This piece is costing so far within about 3 per cent. of what I estimated and they were only approximate, and I gave the Commission to understand that they were only approximate.

Q. You cannot call quantities that

increase from 200,000 to 700,000 approximate? A. I think so.

Q. 300 per cent. difference? A. Well, figuring it that way—

By Mr. Cameron :

Q. What difference does it make in the end, you have got to do the work? A. It has got to be done.

Q. The question is was the price paid a fair one or not? A. That is the main thing, you are getting work well done there.

Q. And it makes no difference whatever to the country so far as the cost is concerned, that rock has to be taken out? A. That is right.

Q. The only difficulty is that the Commission did not know or could not be told to perhaps \$100,000 or \$200,000 what the road would cost? A. Yes, that is it.

By Mr. Hendrie :

Q. But if these quantities had been taken out a little more accurately, probably the Fauquier Bros. would have had this contract, in fact, when the final contract quantities are all in, I think you will find that Macdonell's is not the lowest tender? A. That may be, but I don't think he will be the highest. Up to to-day Macdonell, taking the quantities, is \$200,000 lower than the highest.

Q. But not the lowest? A. No, he is not the lowest, but he is \$40,000 below the average.

By Mr. Cameron :

Q. \$200,000 lower than the highest, and \$40,000 lower than the average? A. Yes.

By Mr. Graham :

Q. Figuring your quantities up to date he is not the lowest? A. No.

Q. That transpires on account of the increase in rock probably? A. Yes.

By Mr. Hendrie :

Q. Then to get that information that you give us you must have all that information figured out—will you please give us the results of that figuring? A. I have left out one man because he is impracticable, that is Lyons.

Q. He evidently made a mistake in his earthwork? A. And I also left out Ross & Barry and Thos. McLaughlin.

Q. You have made up a comparative statement of the totals of the quantities up to the end of February totalled out at the prices of the different tenderers—what is the first one? A. George Goodwin, \$1,808,934.

Q. What is the next highest. A. Seley & Dickenson is the next highest, \$1,778,236.

Q. The next? A. Deeman & Hazlewood, \$1,752,047.

Q. Then H. J. Beemer? A. \$1,729,904.

Q. New Ontario Development & Construction Co.? A. \$1,696,213.

Q. Who are the New Ontario Development Co.? A. I do not know who they are; I have an idea but I do not know for certain. The other figures are, M.P. Davis, \$1,693,563; Macdonell, \$1,614,599; Fauquier Bros., \$1,567,896; Canadian Construction Co., \$1,543,706; Barclay & McMartin, \$1,507,266. I left out the other two Ryans and Ross & Barry.

By Mr. Graham :

Q. What do you make the average? A. \$1,669,077; the difference between that and Macdonell's is \$54,477. He is \$194,000 below the highest one.

Q. What is the difference between Fauquier Bros. and Macdonell? A. \$47,000.

By Mr. Hendrie :

Q. Turn to page 16 of the 2nd report, photograph of a rock cutting, solid rock—you do not remember that cutting? A. Yes, I know where it is.

Q. It is evidently a side hill cut? A. No, it is a through cutting. I would not consider it a side hill.

Q. On page 32: "Steam shovels on the T. & N. O. Railway—that is not dollars? A. Oh, yes.

Q. You are not putting that sort of ballast in, are you? A. You will find it is ballast if it has been put down as ballast. The ballast is pretty scarce about the first thirty miles.

Q. That seems to be more like stripping? A. It may be a load of stripping, that perhaps in dumped into a trestle somewhere. It is a ballast train, but may be carrying something else besides ballast.

Q. On page 36 of the 2nd report, you altered the grades there? A. Yes.

Q. You speak about the grades on page 36. A. Yes.

Q. Who gave you instructions to make the changes? A. The Commission.

Q. For what purpose? A. To get a higher standard of road.

The Committee then adjourned till 10.30 to-morrow.

Public Accounts Committee,
March 11th, 1904.

Mr. W. B. Russel, recalled :

By Mr. Hendrie : Q. Yesterday you stated that the cost of the temporary trestle reduced to 1,000 feet B. M. was \$20? A. Yes.

Q. You also stated that 12x12 would be a fair average for temporary trestles? A. Yes, that would be fair.

Q. You increased it from 10x10 to 12x12? A. Yes.

Q. Please figure it out at 25 cents a lin. ft. and reduce that to B.M. I think you were in error when you said \$20. A. \$20.83.

Q. How do you make that out? A. 12

feet B.M. cost 25 cents, 1,000 feet board. \$20.83, that is 25x1,000 divided by 12, making \$20.83. It is nearer \$21 than \$20.

By Mr. Graham :

Q. \$20 was a round figure? A. Yes.

By Mr. Hendrie :

Q. \$20.80? A. Yes, it is nearer \$21 in round numbers.

Q. What is the present terminus of the 112 miles? A. New Liskeard.

Q. Will you mark that on this map? A. Yes.

Q. You went over this—examined this line yourself from New Liskeard up to the proposed intersection of the Grand Trunk Pacific? A. No, I did not examine the whole of it myself, but it has been examined under my supervision.

Q. Who did it? A. Mr. Hay, an engineer; he is a young man who has been with me; before I was on the Temiskaming road he was with me. He came down off the Algoma Central.

Q. When did the first party, the first exploring party go north to explore, the first instrument party from New Liskeard to the proposed intersection with the Grand Trunk Pacific, when did you first start out with the first party? A. Last fall.

Q. Your first party? A. There was only one party out.

Q. That was under Mr. Hay? A. Yes.

Q. When did he start? A. I cannot remember the exact date; I could find out for you though. Some time last fall.

Q. Is there anything that would recall it to your recollection in the papers? A. Yes, it will be in here.

Q. They started in August last? A. Yes.

Q. What previous experience had Mr. Hay in this important work of locations? A. Explorations; it is not located yet. He has been with me for two years, nearly three years.

Q. On exploration? A. Exploration, yes.

Q. Previous to that where? A. He was with me on the Algoma Central.

Q. What on? A. Survey work.

Q. Exploration? A. Well, he had not charge of exploration; this is the first he has had charge of exploration.

Q. That is all his experience? A. Yes, but the results of that exploration do not depend entirely upon his ideas; Engineer Galbraith is there also; the divisional engineer at Liskeard and he keeps right after Hay and follows him up.

Q. Is locating? A. Exploration.

Q. In addition to having charge of the—? A. Division of construction, yes.

Q. I understand that 16 miles of this is located? A. About that, they are locating it now.

Q. And the trial line has been run?

A. And the trial line has been run up to the height of land.

Q. You have no idea as to the cost of this? A. I have a vague idea; I would not like to go on record as saying the railroad was going to cost so much; I have an idea though how much it will cost approximately.

Q. But you have not been over it? A. No, I have not been over the whole of it, but I have the reports of the engineers who have gone over it.

Q. Over how much have you been? A. About 30 miles; I have the profiles also.

Q. What township would that 30 miles take you into? A. Up to the northern boundary of Evanturel.

Q. Have you laid down any limit to the degree of curvature of this section? A. Yes.

Q. What is it? A. 4 degree.

Q. You do not intend to exceed that? A. I do not intend to exceed a 4 degree if it is possible to hold it down to that.

By Mr. Matheson:

Q. What aid has the surveyor out on a trial line? A. He has a party of fourteen or sixteen men, and he explores ahead of the party and directs the instrument men where to run the survey.

Q. What do the men do, run a blaze trial? A. Run a blazed trial and stake it every 100 feet.

Q. Run a blaze trial and chain it? A. Yes, and take levels on it.

Q. Do you have a topographer besides? A. Yes, a topographer besides.

Q. And that is the extent of the survey that was made on the 80 miles of the first section south other than the part that was located when the contracts were let? A. Yes, it is called a trial line.

Q. In running a trial line would they go over different ground? A. They might change it afterwards; some places it has been changed two miles from the way the first trial line went.

By Mr. Hendrie:

Q. The trial line is run for the purpose of seeing which is the better route? A. Yes, sir.

Q. They simply ran one line through; they followed the valley of the river? A. There was no rivers; we were running against the grain of the country between North Bay and Liskeard; where we could find a valley, of course, we would stay in it if it was in the right direction.

Q. From what you saw of this profile, from what you saw of this country—that is the country north of New Liskeard—would you say that the line would be less expensive, knowing what you do know with this profile before you and the information—? A. Less expensive than the one we are on now?

Q. Yes? A. I would say so.

By Mr. Matheson: Q. To what extent? A. I am not prepared to say.

Q. There is an extremely light piece of work there. (Pointing to profile.) A. There are three places there where it is 100 feet deep in 12 miles; I have only one degree so far, and it is a 2 degree.

Q. And that is a very easy grade? A. Yes, I think I can hold the grade down to 5, one-half of one per cent.

Q. Do you anticipate meeting any rock? I notice that on the map it states here, good rolling plain land? A. Yes.

Q. There is a height of land north of the township of Eby? A. Yes.

Mr. Latchford: It is remarkable that the height of land here is lower than the Nipissing height.

By Mr. Hendrie:

Q. You have never seen that? A. No, I have never been that far.

Q. Has Galbraith been up? A. Yes.

Q. What is his report? A. That there is some rock near the height of land near Round Lake.

By Mr. Matheson:

Q. To what extent do you certify to the accounts—are all accounts under your charge except the Commission's expenses? A. Yes, I certify to the accounts.

Q. What would be the general nature of these disbursements—I see cheques every month to yourself? A. Sometimes those put down as my personal expenses include the office expenses at North Bay and some of the other accounts. That is not all my own personal expenses by any means. Perhaps they are only a very small percentage of my own personal expenses.

Q. Pay roll for March, \$39,006—that would be the Engineer and surveying staff? A. Yes.

Q. Would that include office staff? A. Not in Toronto, it includes my office staff in North Bay.

Mr. Stratton: Q. You send in your accounts in detail? A. Oh, yes.

By Mr. Matheson:

Q. I see in April, 1903, \$5,039? A. Yes.

Q. That would be a staff at the rate of \$60,000 a year? A. Probably that would include the erection of telegraph line.

Mr. Graham: Q. You have vouchers for all these accounts? A., Yes.

By Mr. Matheson :

Q. There is no doubt the money was paid. Have you a brother in the employ of the contractor, Mr. Russel? A. No, sir.

Q. Has he been in the employ of the contractor? A. Yes.

Q. Since when has he left? A. He was in the employ of the contractor in Cape Breton.

Q. Well, during the building of this road? A. He worked for about two weeks for the contractor.

Q. And that was all? A. That was all, and I told him to quit.

Q. I just wanted to ask the question so as to clear it up? A. Yes.

Mr. Latchford: Q. What was that brother's name? A. R. K.

Mr. Matheson: Q. One of your brothers is the sectional engineer? A. Yes.

Mr. Latchford: Q. For about two weeks you say? A. Yes, that would cover it all; when I heard that he was in the employ of the contractor I asked him to quit, and he did.

By Mr. Matheson :

Q. Have you anything to do with the purchase of the right of way beyond designating what lots you want? A. No, Mr. Sinclair brought the right of way; I designated what was required and he bought it.

Q. I suppose you do not certify to the solicitor's accounts? A. No, I don't; I certify to what work is done, but not to the charges.

Q. To what extent is a counsel employed—Mr. Thomson is employed as counsel? A. I don't know much about that; he is here in Toronto in connection with the Toronto office.

Q. You have never anything to do with that? A. Very little. I have consulted him two or three times in connection with the contracts, that is for instance, the tie contract, and the Macdonell contract; I think perhaps three or four times would cover all.

Q. Three or four times would cover all the times that you have had anything to do with him? A. Yes.

Q. All the contracts made for the supply of materials for the road would be inspected by you or reported on by you, would they not—contracts for rails, ties and every contract likely to be submitted to counsel would be submitted to you, would it not? A. I get up the specification, and I hand the specification to the counsel, and he gets up a contract.

Q. And the extent of your business has been—A. Very limited.

By Mr. Hendrie :

Q. I would like a further explanation in regard to the tie contract if

you could just briefly state what you know about it? A. The tie contract?

Q. Yes, you spoke yesterday about the—. A. There have been two tie contracts.

Q. Yes, the second one? A. What parts of it?

Q. Who has it? A. Mr. Wallace has got the tie contract.

Q. Thomas Wallace has the contract? A. Yes.

Q. It is a contract for how many ties? A. I think it is 135,000.

Q. It states here in the report 175,000? A. The contract was increased, that is the first contract, 175,000. We first called for, I think, it was 150,000, and then when I thought perhaps we would get further with the steel than I figured on, we asked him to increase it from 150,000 to 175,000.

Q. That is what he gets now? A. No, that is the first contract, now there was a second contract called for, this one for 135,000.

The Chairman: Q. This is in addition to the 175,000? A. Yes. The tenders were called for in the month of September for 135,000.

By Mr. Hendrie :

Q. Was that contract let under the same conditions as the previous contract? A. The conditions were pretty much similar.

Q. With regard to delivery? A. Not quite the same; these are to be delivered between the 72nd and 112th mile; between the 72nd and 112th mile we passed through some limits that are under license on which a contractor could not go, that is, they are not Crown Lands, these were different conditions; on the other contract, they were Crown Lands entirely.

Q. The reason I am asking this question Mr. Macdonell charges for loading and unloading ties—how much will that amount to, owing to the— A. It might increase the price between one and two cents a tie.

Q. What I mean is, if Mr. Wallace was taking out for 24 they might cost us 25 or 26.

Q. That is what you are allowing Mr. Macdonell? A. No, that is not what I am allowing him. I say it might increase the cost of these ties to the Commission perhaps a cent or cent and a half all round.

The Chairman: Q. Under the arrangement you have to pay Macdonell for hauling them anyway? A. Yes.

Q. Beyond the five-mile limit, you mean? A. Yes.

By Mr. Smyth: Q. What is the contract price? A. This year it is 24.

Q. For hemlock? A. For tamarac. For cedar it is 14, there is no hemlock.

Q. You are paying 24 for tamarac?
A. Yes.

Mr. Latchford: Q. You were paying 24 on the first contract? A. No, 23.

Mr. Smyth: The reason I ask is it seems to me a high price for tamarac?
A. Well, there is the bids.

Q. I am in that business myself, and I wish I could get them for that. A. There is the bids, 24, 33, 30, 25, 25 $\frac{1}{4}$, 24 $\frac{3}{4}$, 24, 23.

By Mr. Hendrie: Q. You are putting in how many per mile? A. 2,800 per mile.

Q. The number of ties then would be how much on the 112 miles? A. 313,600 I make it.

Q. We will say 310,000 in round figures? A. Yes.

Q. Will all these ties have to be unloaded and shifted? A. No, sir.

Q. How many unloaded? A. I said I thought it might go—it might increase the price of loading about a cent or a cent and a half, all round.

Q. That is for the whole 310,000? A. Yes.

Q. That would be how much money? A. \$4,650.

Q. You say half the contract is laid now? A. 57 miles.

Q. Practically half? A. Yes.

Q. Now, Mr. Macdonell charges in one account here alone in the month of November, 1903, there is one account amounting to \$1,655.58. How much does Mr. Macdonell charge in the month of November for unloading ties? A. \$1,532.

Q. Are not some of these rails? A. That is unloading ties.

Q. The account that is passed was? A. \$703, labor of men, loading ties as per account.

Mr. Matheson: This is an extra charge? A. Yes.

Q. At \$2.70 a tie that first account? A. Well, I think it might run about that. Pretty hard to tell what it did run. It might run more than that. I am not prepared to say.

Mr. Hendrie: Q. And in the month of January he charges \$1,655 for unloading ties and rails (page 35)? A. Yes, that would not be all charged up against ties.

Mr. Graham: Q. Your final estimate when you came to build this road was how much per mile? A. The last estimate I made was \$25,000 per mile.

Q. What date was that? A. We were discussing that yesterday. I think it was a year ago anyway, or more. Mr. Latchford made the statement in the House, so it must have been previous to that.

Q. Was it March of last year? A. Might have been that.

By Mr. Graham: Q. What is your estimate now of the cost of this road, 112 miles? A. We have 86 miles graded up to the end of February, and the cost of that is running \$25,600 per mile, and three-quarters of the road is completed—three-quarters of the grading completed.

Q. What percentage is that over your estimate? A. That is 2 $\frac{1}{2}$ per cent.

Q. The figures you gave us yesterday in comparison of tenders were made up to the end of February? A. Yes.

Q. Are there many curves? A. I don't consider there are many, considering the roughness of the country we go through, they are reduced to a minimum all round.

Q. Did that \$25,000 include your stations or your rolling stock? A. No, sir, it did not. At the time they asked me to make that estimate they did not tell me whether they intended to operate, sell or lease the road. They asked me for an estimate of what it would cost to build the road.

Q. Would you consider the standard of that road you are building to be the average or above the average? A. I consider it above the general average, considerably above.

Mr. Matheson: Q. What is the radius of these curves on this road. What is the highest radius of the completed portion? A. 955 feet, a 6 degree curve.

Mr. Graham: Q. That is the highest? A. Yes, that is the sharpest curve.

By Mr. Matheson:

Q. What is the steepest grade? A. The steepest grade is one and a quarter.

Q. For how long? A. About a mile and a quarter.

Q. Is that the greatest length? A. Yes.

Q. Are there many such grades? A. No, there are only two such grades on the road.

Q. Are there many shorter grades? A. There are no others; these are the only two on the road.

Q. Do they go north or south? A. They rise north.

Mr. Smyth: Q. In connection with the ties, I see one reason the ties are a little high; they are larger than the C. P. R., 7 x 6? A. Yes, we are asking for a very high standard.

Q. That means a considerable difference in the value of the ties? A. Yes.

By Mr. Latchford:

Q. Speaking about grades, you said there are only two? A. Yes.

Q. They are in the first 21 or 22 miles? A. Yes, about the twelfth and sixteenth mile.

Q. Can you say how high the summit is above the sea level? A. Which crown do you mean?

Q. The summit you first meet. A. 1,290 feet above sea level.

Q. And how high above Lake Nipissing? A. 640 feet above Lake Nipissing.

Q. So in the first 22 miles you had to get up 640 feet did you not? A. Yes.

Q. And there was no possibility of avoiding it? A. No.

Q. And you got over with only two grades of one and a quarter? A. Yes.

Q. Rising north then—continuing north from the summit what is your steepest grade after that? A. I got down off that ridge on a grade of—

Q. I am now speaking of north grades. A. I reduced it to one per cent., I think there is only two of them on the road.

Q. Rising north? A. Yes.

Q. That is between the summit and New Liskeard? A. Yes.

Q. Starting south from New Liskeard, what is the steepest grade against you, against the heavy load? A. About .75.

Q. Over the whole road? A. Yes, bar that ridge.

Q. Then for how many miles is .75 steepest curve, your sharpest curve is the north? A. 80 miles.

Q. Then for the remaining 32 what is the steepest grade against the load? A. One per cent. against the load from the north.

Q. Then as to curves, you say your steepest curve, your sharpest curve is a 6 degree curve. and the radius 955 feet? A. Yes.

Q. That is what a 6 degree curve has for a radius? A. Yes.

Q. Has anything been done to ease the curves? A. Oh, yes.

Q. What? A. I allow sufficient tangent between all curves for easement over the 3 degree.

Q. What is the effect of that? A. The idea of easement is to allow trains, especially fast running trains to go on to that curve and get off without a jar; we can make faster speed over curves where easement is introduced than on curves where no easement is introduced.

Mr. Matheson: Q. That is a compensation curve? A. No, it is easing the end of the curve; you know you get a jar on some curves; if you have easements you do not know when you get on and off.

By Mr. Latchford:

Q. Did you do anything to lessen the friction that naturally results from a curve? A. Well we introduced—you mean the elevation of the outside rail?

Q. Did you do anything besides that—is there any compensation? A. I introduced compensation on the grades.

You can understand when you are going up a grade—

Q. What have you done in the way of compensating for the high grades?

A. You can understand that when you are going up and down or probably up a grade with a freight train, when it came on to a curve it would have greater friction than when it is on the tangent, and I have reduced the grade sufficient to counterbalance that at these points.

Q. At all points you have reduced the curvature? A. I have compensated.

Q. You have lessened the grade on the curve? A. Yes, sufficient to make it equal to tangent.

Q. What would you say as to the speed at which trains may be run—we have very heavy rails? A. 80 lbs. to the yard.

Mr. Graham: Q. 80 lbs. on the switches as well? A. Yes.

By Mr. Latchford:

Q. You have the most modern switches? A. The very latest, the most modern switch than can be bought.

Q. Tie plates on the curves? A. All over 3 degree curves, yes.

Q. Rails all spiked and properly held? A. Yes.

Q. Having regard to the standard of the road as you have constructed it, what would you say as to the speed at which trains might safely be run between North Bay and New Liskeard? A. I would go over sixty miles an hour after we get it well centred, and a proper elevation on the curves, well balanced and surfaced. There wont be the slightest danger.

Q. So you regard it as a high-class road to-day? A. Undoubtedly.

Q. Do you know of the standard adopted in some of the other standard lines of the country? A. I do.

Q. Do you know the Ottawa, Arnprior & Parry Sound. A. Yes, I know it well.

Q. Were you employed upon that road? A. Yes.

Q. In what capacity? A. In charge of construction.

Q. Over what extent? A. In all about 40 miles under my charge; I had eight miles at Colony Lake, 12 miles on the Wilno Pass, 10 miles in at rivers in the Algonquin Park, and 10 miles at Ravensworth.

Q. How long were you employed on the road altogether? A. Three or four years.

Q. The construction of Wilno Pass was one of the most difficult on the line? A. Yes.

Q. Was that in your charge? A. Yes.

Q. Under the supervision of the Chief

Engineer? A. Yes, I took orders from Mr. Mountain.

Q. Compare the road that you have built with the Canada Atlantic—what would you say of the standard of the new road as compared with that? A. I think we are getting 25 per cent. better than that.

Q. Why do you say that? A. Well, I think I have got better grades.

Q. Have you better grades? A. I think so. Yes, I know I have.

Q. Were there any steeper grades? A. They are not steeper, but they are a good deal longer and there is no compensation on the maximum grades for curvature.

Q. Has the science of railway building progressed any since the Canada Atlantic was built? A. Yes.

Q. And you adopted modern methods? A. We are right up to date.

Q. Then as to curves, is there any easement on the curves on the Canada Atlantic? A. No, nor compensation for curvature on maximum grades.

Q. What is the effect on the cost of operation of having a roadbed of high standard? A. Oh, it is enormous. It would be the interest on an enormous amount of money each year. I am not prepared to go into figures, but I know where the company has got lots of money, it is better business to get your grades down so that you can haul a load and save an annual expenditure each year, you pay back interest on money as capitalization.

Q. Do you know the policy of the C. P.R. in that regard in recent years? A. They are spending enormous amounts of money to bring their grades down.

Q. And when they are constructing new lines to-day? A. Yes.

Mr. Hendrie: Q. Where is the C.P.R. spending money cutting down grades? A. Up there west of North Bay. Daley, of the Construction Co., is working there now, they are spending lots of money. Folev Bros. also.

Q. Is not that for double-tracking? A. No.

Mr. Graham: Q. Has not the Grand Trunk spent a lot of money reducing grades on their main line? A. Yes.

By Mr. Latchford:

Q. So that there is considerable advantage in having initial construction of that kind? A. Yes, where the Company has the money to do it.

Q. And now your estimate, it is said, was for the first 56 miles, something in excess of \$21,000? A. Yes.

Q. You based it on the cost of the Canada Atlantic Railway, it was said, on your knowledge of the cost of the Canada Atlantic? A. Yes, and other roads.

Q. Well, now, did you have in mind the difference in the cost of labor to-day and the cost of labor at the time the Canada Atlantic and these other roads were built? A. I had, yes.

Q. You considered that? A. Yes, I considered it well that in the time of the construction of the Canada Atlantic labor was to be got at \$1.75 per day, and I bought steel rails for the Pembroke Southern for \$19.50 per ton. We bought rails for \$28.85.

Q. What was the weight of rail used on the Canada Atlantic Railway? A. If I remember right it was 72.

Q. And the weight on this railway is? A. 80 pounds. Parts of the Canada Atlantic had 56; I don't know whether they have changed them since then or not; I think they have.

Q. How do you account for the difference between your first estimate of \$21,225 and your estimate of last year of \$25,000 per mile? A. Well, when I figured it at \$21,000 in that neighborhood I had not the opinion of the Commission, I had not the ideas which they had as well as I found out afterwards; I just followed my own ideas.

Q. You referred at first to curves of 8 and 9 degrees? A. Yes.

Q. Would the alteration of 8 and 9 degrees curvature to a maximum curvature of 6 degrees considerably increase the cost? A. Yes, it would amount to considerable, where you flatten the curve you increase the cutting.

Q. You go further into the curve? A. Yes.

Q. And in that way increase the amount of rock to be excavated and increase the cost? A. Yes.

Q. And when you improve the grade, is the effect similar? A. The effect is similar.

Q. How does that come about? A. If I could use a 1 per cent. grade where I have a continuous .75, which was our latest standard, it could be seen that the difference in cost would be great.

Q. Why is that? A. It would increase the quantities.

Q. How is that? A. Of material; we cut down deeper into the bottom of the cuttings.

Mr. Graham: Q. That would in a measure account for the increase in the rock? A. If I could have worked at a 1 per cent. grade instead of .75 I could have reduced the quantities. I referred to that in my report. I think I said I could have reduced them 35 per cent.

Q. When you say .75 grade, how many feet to the mile? A. Forty.

Mr. Matheson: Q. And 1.25 would be? A. 66, one per cent. of a rise would give 52.

Q. Prior to the letting of the con-

tracts, what was done in regard to the location of this line, Mr. Russell? A. Prior to the letting of the contracts?

Q. Yes? A. I had that 32 miles located before the contract was let.

Q. And you had a trial line run for the remainder of the distance? A. Yes.

Q. And you had profiles prepared? A. I had profiles prepared.

Q. And plans of your located line and of the trial line? A. I had all the information that was available.

Q. I will come to that presently—just answer the question—now, had you as much information as a contractor needed in order to enable him to put in a tender intelligently? A. Well, I think so.

Q. Had you as much information as is usual under similar cases? A. Yes, in fact more than is sometimes given.

Q. Did any contractor who called upon you in reference to the plans and profiles object to the extent of the information? A. None of them.

Q. How many of these contractors looked at the plans and profiles, or sent agents to look at them, can you say? A. Goodwin was there, Beemer's agent was there, Davis was there, Macdonell's agent was there, Fauquier was there, an agent of the New Ontario Development & Construction Company was there, an agent of the Deeman & Hazelwood was there, an agent of Seley & Dickenson was there, and of Barclay & McMartin; there may have been others also; there were men who came and looked at the profiles that I did not see.

Q. Was any advantage given to one contractor more than another? A. They all had the same information.

Q. Was any contractor given the estimated quantities, the quantities as estimated by you? A. No.

Q. When were these quantities given to the Commission? A. The day they opened the tenders.

Q. Under what circumstances, Mr. Russell, I would like to know? A. The quantities were handed around to each Commissioner made out in tabulated form the same as here, and the tenders were opened by the Chairman and each Commissioner put down the prices of each contractor, and we all figured out the totals; I was there myself and helped to figure.

Q. And who was the lowest? A. A. R. Macdonell was the lowest according to the quantities that we had then.

Q. You said yesterday that with the information you now have, A. R. Macdonell would not be the lowest? A. No.

Q. How does that come about? A. On account of the quantities not turning out as I expected.

Q. But at the time he was the lowest? A. He is not very far from being the lowest yet.

Q. What do you say as to Macdonell's prices generally? A. They are reasonable prices; in fact, I have seen higher prices all round.

Q. Were there peculiar difficulties to contend with in constructing the road through that country in regard to getting supplies in or anything of that kind? A. Yes, there is quite a lot of difficulty.

Q. Was there a road leading in there? A. There was an old colonization road leading in there.

Q. The supplies for how many miles had to be taken in from North Bay? A. To the 90th mile.

Q. And what had to be done in order to get these supplies in? A. We had to build a tote road.

Q. How far? A. 90 miles of road.

By Mr. Hendrie:

Q. In a country of this sort that is customary? A. They have to do it.

Q. They could not build the road without this tote road? A. No, certainly not. You have got to have a tote road to get in.

Q. Take that portion of the C. P. R. west of Fort William, and compare it with this road, would not this road have certain advantages over the portion west from Fort William in the way of getting supplies? A. I don't know, there may be watercourses by which they get in supplies very easily; I never was up there. I know that the C.P.R. paid \$1,500 per mile to build the crosshead line.

Q. A contractor always expects to build a tote road in a country of this sort? A. Yes.

Q. And there is a certain advantage for him to get his supplies in by Lake Temiskaming? A. Yes, if he had not got around that way he would have to build his tote road beyond the 30th mile.

By Mr. Matheson:

Q. Was any of it built as a colonization road? A. There may have been for a few miles.

Mr. Latchford: There was nothing of that kind.

By Mr. Latchford:

Q. I think you mentioned, Mr. Russell, that on the whole the increased cost of the road so far as completed over your estimate of last year when you had determined the standard, and knew what was to be done, was two and a half per cent.? A. Yes.

Q. That would be the case? A. Yes.

By Mr. Hendrie:

Q. As far as you know at present? A. Yes, and I have figured it pretty

close, and there is three-quarters of the road graded too.

By Mr. Latchford :

Q. Something was said as to the survey of the extension? A. I have an instrument survey to the height of land.

Q. Does the country present any such difficulties north of New Liskeard as it did south to North Bay? A. No such difficulties.

Q. What is that part of the country like? A. It is a different country entirely.

Q. An agricultural country for the most part? A. Yes.

Q. And your reports show that after you get up over the height of land you get— A. Into good land again.

Q. Having regard to the fact that this road south of New Liskeard will cost in the vicinity of \$25,000 per mile, what would you say would be the maximum cost of the proposed extension? A. Well, to build the same class of road?

Q. The same class of road, better grades, better curves? A. I think it ought to be built for from between \$22,000 and \$23,000 per mile.

By Mr. Matheson :

Q. Your estimate of \$25,000 per mile for the road to New Liskeard does not cover the equipment? A. No, sir.

Q. Or stations? A. No.

Q. Nor incidental expenses and the telegraph lines? A. Oh, yes, it includes a telegraph line.

Q. Does it cover semaphores? A. No, they would not cost very much.

Q. Permanent roadway equipment, that is, all material needed for section gang? A. No.

Q. You estimated that these extras would cost an additional \$5,000 over the \$25,000? A. Yes, there is not the slightest doubt about that. The \$25,000 was for the railway. I did not know whether they were going to put a pound of rolling stock on it or not. It was just to build the railway.

By Mr. Latchford :

Q. Now, Mr. Russell, in regard to these accounts that you have allowed to the contractor, some of which have been referred to as vouchers represented by vouchers 439, 677 and 862—what do you say in regard to them? They were for additional work, you say? A. Yes, additional work.

Q. Let us take No. 862 for additional haulage of ties and rails? A. Yes, unloading of rails; the rails would come in from Montreal and the angle ties and bolts and spikes, and we have to unload them. Mr. Macdonell had his men there and I thought it just as well to let him unload them.

Q. What checks have you on Mr.

Macdonell's accounts? A. I have a timekeeper who checks the time of the men, of the accounts sent to him; when needed I have had two timekeepers.

Q. Was there any other checks that you could keep on them that you did not keep? A. There is no other that I know of.

Q. Is it the ordinary check that is kept in construction work? A. Yes.

Q. Something was asked yesterday in regard to one of these vouchers about the construction of a culvert in the yard at the terminal at North Bay—have you looked that matter up. A. Yes, I was speaking to Ryan, and he remembers it was a high culvert, it was done by day labor.

Q. Why was that not covered by the contract? A. I don't know.

Q. You had better ask Mr. Ryan,—by the way, who is Mr. Ryan? A. Mr. William Ryan, my clerk.

Q. Can you look that matter up? A. Yes, I shall be glad to look it up.

By Mr. Hendrie :

Q. And also the account for doing the ditch work? A. Yes, I can make a report on that too, if you wish.

By Mr. Matheson :

Q. This length from North Bay to New Liskeard would be only one division in operating the railway, would not it? A. Yes.

Q. 112 miles? A. Yes.

Q. One engine would run a train the whole length? A. Yes.

Q. And the grades on the line in that case would be governed by the steepest grade? A. The ruling grade.

Q. If there is a grade of 1.25 in any one place that would govern the power of the engine for that trip? A. For that engine, yes sir, but my idea was, that where the one engine that we had on, was hauling a heavy freight train that it would pay to use a pusher engine to get over these grades near North Bay and the other engine carry the train right through for the balance of the distance. These grades are within four miles of each other.

Q. So your idea is to have an engine at this station for all heavy trains?

A. When it is necessary, it may not be necessary for years; the traffic may not warrant it. The Canada Atlantic has several one and a quarter grades and I do not know as they are using pusher engines to-day on them and the road between here and North Bay has a grade of 1.37. With the engines that we have bought from the Kingston Locomotive Works, we ought to haul thirty cars.

Q. That would be the limit on a 1.25 grade? A. On a 1.25 grade.

Q. How many cars should such an engine haul on a .75 grade? A. On a

.75 grade it will haul nearly half as much again.

Q. Forty or fifty cars? A. Yes.

Q. So that the 1.25 grade, unless you have a pusher engine, would imply cutting down the haulage about one-third? A. Yes, something like that.

Mr. Latchford: Q. Mr. Russell, is it unusual to have grades of 1.25 on the leading roads running out from Toronto? A. No, sir. They have steeper grades than that between here and North Bay, and we had lots of them on the Canada Atlantic.

Q. But I think you said there was no way of avoiding them in getting over from North Bay to Liskeard? A. There was no way of avoiding them.

P. E. Ryan called and sworn.

By Mr. Matheson:

Q. You are secretary of the Temiskaming Railway Commission? A. Yes.

Q. Do you know what work would be submitted to Mr. Thomson, counsel for the road? A. Yes.

Q. What salary does he get? A. He gets \$200 per month, and it is subject to readjustment on the first of May next.

Q. How much was he getting at first?

A. At first he started in by putting in a bill for costs.

Q. Was it paid? A. It was. These costs I think—I don't think his first bill was paid. His first bill was discussed and the matter of putting him on a salary for a time was discussed by the commission and the bill which Mr. Thomson put in figured out in excess of \$300 per month. Instead of paying his account he was paid at the rate of \$300 per month, at least that is my present recollection of it.

Q. Look up and see what time he was paid at that rate. A. \$300?

Q. Yes. A. You can tell by the two annual reports of the commission. Mr. Thomson was paid from the 1st of April at the rate of \$300 per month to September 1, 1903, when he was placed on a salary of \$200 per month, to be subject to readjustment on the 1st of May.

Q. What work is submitted to Mr. Thomson? A. General preparation of the contracts.

Q. How many contracts has he submitted? A. Sometimes there were questions that came up as to the interpretation of the contract with Macdonell, matters come up from time to time in which Mr. Thomson gave legal opinion as to the interpretation of the contract, as to how it should work out.

Q. How many contracts were submitted to him? A. I cannot tell you off-hand; all the contracts submitted to him are in the first and second reports of the commission, and of course, as I say,

Mr. Thomson interprets points in connection with the contracts from time to time.

Q. He had the revision of only three or four contracts altogether? A. Well, he did not have a great many contracts to revise.

Q. Was it over three or four? A. Oh, yes, he revised first of all the construction contract. Then there were three tie contracts. Then there was the steel rail contract, then two steel rail contracts.

Q. How much of that work was done this last three months? A. There has not been much.

Q. Who supervises the accounts, what do the Commissioners do, do you supervise the contracts? A. The accounts are all carefully gone over in my office by myself and the accountant, and then the vouchers are prepared and the accounts attached with the checks and they are sent over to the chairman. The chairman goes over every one of them and they come back to the Commission, and they are all submitted. There is a list of all the accounts every month submitted to the Commission for its approval. Two members of the Commission are appointed a committee to go over this list before presentation to the Commission. They certify these accounts and the Commission passes them as a whole.

Q. How often does the Commission meet? A. They have been meeting once every two weeks, that is the usual thing.

Q. I see there is quite a bill for disbursements for some of the Commissioners outside the city, Mr. O'Brien and Mr. Folger. Mr. Folger gets about \$800 for expenses. A. Well, you see, when Mr. Folger or Mr. O'Brien come up Mr. O'Brien would have to come a long distance—he may be in the Maritime Province—to attend the meeting.

Q. Yes, I saw him in North Renfrew myself. Well, you know these accounts. Every time the Commissioners from outside the city come here they are allowed \$3.00 per day and their expenses? A. When they started out to do business the Commissioners, the outside Commissioners, were kind of at a loss to know how to get up their expenses. It is rather a nuisance for a man who is serving the province in the capacity of a Commissioner to give a detailed account of his expenses, so we had to get at a principle governing the payment of these accounts which would be reasonable and a good basis for coming at them, and Mr. O'Brien and Mr. Folger it was arranged between them that a good basis of arriving at their expenses, of covering them to a certain extent—in fact, Mr. O'Brien states his expenses

are not covered by this arrangement—that they would figure their expenses at so much per day. You see, they are paid their transportation expenses—their railway fare.

Q. They travel on passes, I suppose?

A. I don't know anything about that.

Q. They are paid at the rate of \$8.00 per day? A. They are paid their railway expenses, and their hotel and other expenses are covered for three days at \$5.00 per day.

Q. \$8.00 per day? A. No, \$5.00.

Q. Was the arrangement of the Commission that it should be \$5.00? A. That is my present recollection; I may be mistaken.

Q. As a matter of fact, what is it in that account? A. He charges \$240.45.

Q. What does that cover—April, May and June, 1903? A. Including \$24.45 paid February 24.

Q. The account is each meeting three days at \$8.00—\$24.00? A. Transportation and expenses, three days, yes.

Q. That is the average item in that account? A. Yes, I see how you make a mistake though. The transportation is \$8.00 return fare from Kingston.

Q. Read the charge. A. Transportation and expenses, three days, \$24.00. That covers the transportation as well as the expenses.

Q. That is in addition to the honorarium? A. I can explain this now. There are three days at \$5.00 and \$9.00 for transportation, making \$24.00.

Q. Anyway, he charges \$8.00 per day? A. No.

Q. That shows it is \$24.00 each trip? A. Well?

Q. Answer that question. Does it not show \$24.00 each trip? A. Yes.

Q. That is in addition to the honorarium of \$1,000? A. Yes.

By Mr. Clark (Bruce):

Q. How do you account for Folger's expenses being so much larger than, say, O'Brien's is? A. I cannot account for Mr. Folger's expenses. Mr. Folger is the man to account for his expenses. He certifies to his expenses, and I pass them.

Mr. Clark (reading): Folger's expenses on page 27 were \$876, and O'Brien's \$346.

By Mr. Matheson:

Q. Do you know where land was bought for the right of way? A. I have a statement including the whole matter.

Q. You have not it here? A. No.

Q. Was there much bought about North Bay? A. Yes, there was quite a lot of land bought up there for terminal purposes. There was no right of way purchased through the town, but in the immediate vicinity of the town.

Q. They are running over the C.P.R. tracks there? A. Yes, a short distance.

Q. There was some bought at New Liskeard, was there? A. Well, there is still an account outstanding up there.

Q. Have you any idea of how much it is? A. I think it is about \$80.

Q. Not very much? A. Not there.

Q. What is this understanding about Mr. Thomson, on the 1st May that they can make a new arrangement? A. Yes the whole matter is open to adjustment. They can do away with him altogether or have his accounts increased or lowered as far as salary is concerned.

By Mr. Latchford:

Q. Does Mr. Thomson attend the meetings of the Commissioners? A. Yes.

Q. Attend every meeting? A. He has attended all our meetings.

Q. Is he called upon to advise the Commission about matters connected with the work? A. Oh, well he gives his advice in legal matters and sometimes he gives advice on other matters.

Q. And I suppose you do not know whether he is called upon at other times by the Commissioners or not? A. No, I don't, and one of the points that was advanced by the Chairman of the Commission was that he would like to feel in a position to call upon Mr. Thomson at any time for advice upon any point, and not feel that he would run up a big bill for legal services.

Q. The matter has not been without its difficulties right along? A. Oh, no.

Q. Various complications arising as in anything of this kind? A. Yes.

Q. A personal question, Mr. Ryan. It has been suggested to me that you are related to this contractor, Mr. Macdonell. Is there anything in that? A. No, sir, I have not the honor.

Mr. Matheson: Has Mr. Macdonell the honor? A. No.

Q. Which of the Commissioners are the Committee on Accounts? A. Mr. Folger and Mr. O'Brien, they were the two railway experts.

Q. Are there not two Commissioners besides the President in Toronto? A. Besides the President, well Mr. Folger, I may say, has cut down his account to two days now, he is here a little more than formerly, but he is still absent a good deal from Toronto.

Mr. Hendrie: There are three Commissioners living in Toronto? A. Not that I know of. Mr. Gurney lives in Toronto and Mr. Jaffray, Mr. Leonard lives in London, Mr. Folger in Kingston and Mr. O'Brien in Ottawa.

Q. If the other Commissioners agree to pass the accounts can—? A. Oh, yes,

do not misunderstand me. It is not a case of passing the accounts at all. It is simply a case of examining them; the chairman examines each one of these accounts too.

Q. But it would be saving their expenses coming to Toronto? A. No, they do not come up for that purpose, they are submitted at a meeting when they are here.

By Mr. Matheson:

Q. Were any bills passed for sending men from North Bay to the Soo at the time of the election? A. No.

Q. Were any bills paid for sending men down to North Renfrew at the time of the election? A. No.

Q. Were men paid for their time when they were away? A. I have no knowledge of anyone being away at that time except the engineer. I think he went home for Christmas.

Mr. Smyth: Q. How often does the Commission sit? A. Once every two weeks.

Q. Then Mr. Thomson practically gets \$100 every sitting? A. I would not say that. You must understand that there are things coming up between meetings upon which Mr. Thomson's advice may be required.

Mr. Latchford: Q. Mr. Thomson has been advising on legislation and assisting in the preparation of the bonds, a great deal of work? A. Yes, that is something I forgot to mention.

By Mr. Matheson:

Q. Who gives the checks? A. The checks are signed by myself and countersigned by the chairman.

Q. I suppose you gave a guarantee bond? A. No, sir.

Q. Oh, you both need to sign them? A. Yes, sir.

Q. You do not handle any other money otherwise? A. No.

Q. Except petty expenses? A. That is, small amounts, \$15; money for stamps, or something of that sort.

The Committee then adjourned to meet again on the following Wednesday.

Public Accounts Committee,
March 16, 1903.

Robert A. Lyons, called and sworn.

By Mr. Matheson:

Q. You are manager of the Imperial Bank at Sault Ste. Marie, Ont? A. Yes.

Q. Do you know the name of the treasurer of the Consolidated Lake Superior Company? A. The treasurer up to the time they failed was A. H. Chitty.

Q. Do you know if he is at the Soo now? A. I have not seen him for some time; I heard he was away.

Q. How long is it? A. I saw him

here the week before last.

Q. In Toronto? A. Yes.

Q. Have you seen him at the Soo within a month to the best of your recollection? A. I cannot remember; I see him so very seldom when he is there.

Q. Do you know the name of the paymaster? A. The paymaster's name is Williams.

Q. Thomas Williams? A. I think that it was.

Q. Is he at the Soo? A. I have not seen him for some time. I don't know where he is.

Q. I understand your bank, Mr. Lyons, was formerly the chief banker of the company? A. We had, I fancy, the majority of their account; I don't know what they did in other banks, but we had a large account with them.

Q. Do you know the names of the directors of the Consolidated companies?

A. No, I don't; I cannot repeat them from memory.

Q. Do you know any of them? A. I don't quite understand; the Consolidated Lake Superior Company do you mean?

Q. Yes, the controlling company. A. At what time do you mean?

Q. Just a week previous to the failure or during the months of August and September, 1903? A. I could not give you them from memory; they changed so often that I would not like to say. I have a record of it.

Q. You have a record? A. Yes, but not here.

Q. At the Soo? A. Yes.

Q. Is there any place in Toronto where we could get it? A. Oh, I think so; I don't know any reason why you should not.

Q. Were they Canadians? A. There may have been some Canadians; I am not sure.

Q. Were they chiefly Philadelphia and New York people? A. The majority of them at any time were Americans.

Q. Were they wealthy Americans? A. I could not say as to that.

Q. As a banker have you not some idea of their standing? A. They were supposed to be men of good standing.

Q. Worth \$250,000 personally between them? A. I have no idea.

Q. If they were liable personally for these wages do you think it is reasonable to suppose it could be collected from them from what you estimate of their wealth? A. I could not say; I do not know; their personal wealth was never a point of particular interest to us any more than to know that they were men of good standing and good reputation.

Q. Could you say that some of them

were not millionaires—worth a million dollars individually? A. Just at present I cannot recollect their names, so I would not like to go into details about their standing.

Q. Do you know Mr. Cassatt of Philadelphia? A. I have heard of him.

Q. You have heard of him? A. Yes.

Q. Was he a director? A. I don't know that.

Q. Do you know who opened the negotiations for the payment of the wages at the Soo for August, September and October? A. No, sir, I do not.

Q. Who came up there to represent the Government? A. A man of the name of Ford and another by the name of Drayton were the two men that I had dealings with in connection with the pay.

Q. That is Mr. Frank Ford of the treasurer's department, I suppose? A. So far as I know it is.

Q. And Mr. Drayton, who is now the county attorney of York? A. I think his name is H. L. Drayton.

Q. Did Mr. Ford and Mr. Drayton approve the accounts? On what authority did you pay the accounts? A. On the authority of the officer representing the Government.

Q. On the authority of Mr. Ford and Mr. Drayton at first? A. At first, yes.

Q. Did Mr. Ford stay there? A. He stayed there for some little time.

Q. And then he went back to Toronto? A. He went away from there.

Q. Was that about the time the discussion arose as to the payment of the large salaries that he went away? A. I cannot say as to that.

Q. Who replaced Mr. Ford? A. Our authority then to pay checks was given by Mr. Harcourt, Mr. Geo. A. Harcourt.

Q. He was sent up from Toronto or was he a Soo man? A. He had been living there in the employ of the company.

Q. Did you pay the large salaries at first? A. No. I did not pay any salaries.

Q. Well, did your bank? At the time you were paying wages were you paying salaries also at first? A. I would not like to give an opinion on that.

Q. Did the question arise as to whether you should pay the large salaries at all or not? A. Yes, the question arose as to salaries, but as to what time it arose I could not say.

Q. Did you refuse to pay them until the Government gave instructions as to the payment? A. I cannot remember that I was called upon to refuse payment. It would be just as well to remember, of course, that we were pay-

ing authenticated vouchers as given by the Government representatives; we had nothing to do with the matter except so far as any instructions were received from the head office.

Q. Have you any instructions that were sent to you? A. No.

Q. Have you brought your papers with you? A. I have brought merely the evidence of how much was paid through our clerical assistance.

Q. Have you a letter authorizing you to pay out—the orders in Council? A. No, I have not.

Q. Were copies of them furnished to you up there? A. Not all of them.

Q. Was there a dispute between the banks and the Government's representatives as to the payments of these salaries? A. No, there was no dispute, there was some question of waiting for authority from the Government to make assurance doubly sure that the salaries were to be included.

Mr. H. Clark: Q. Had you paid any salaries up to that time? A. We paid the checks that we were authorized to pay by the Government, I do not know whether they were salaries or not. I did not know who they were paid to even.

Mr. Lucas: Q. Did you say you had a list of your payments? A. I have the totals of the amount paid, the total of each day, each day's work.

By Mr. Matheson:

Q. There is an Order in Council of December 18, 1903, which appears to have been the last Order in Council, referring to the report of the Hon. the Attorney-General. I will read this report to you and ask you to try and remember whether it was on the authority of this that you were paying the salaries: "Copy of an Order-in-Council approved by His Honour the Lieutenant-Governor, the 31st day of December, A.D. 1903. Upon the recommendation of the Honourable the Attorney-General, the Committee of Council advise that in addition to the wages and salaries in connection with the Sault industries, which have already been paid, such further wages and salaries for the first nineteen or twenty days of the month of October as still remain unpaid be paid under the same arrangements with the banks as those under which the payments already made were authorized, the same being duly certified by the officers of the companies and by Mr. George A. Harcourt, acting for the Government, it being understood that the amount which will cover same shall not exceed Six Thousand Dollars (\$6,000)."

"Copy of an Order-in-Council approved by His Honour the Lieutenant-Gov-

ernor, the 18th day of December, A.D. 1903: The Committee of Council have had under consideration the annexed report of the Honourable the Attorney-General with reference to the payment of the wages of employees of the Lake Superior Consolidated Company and its Ontario Subsidiary Companies, subsequent to the 2nd day of October last, and to the payment of the accounts of G. A. Harcourt, for the services of himself and his assistants in connection with the work done, and to be done by him in regard to the supervision of the payments made under the Order-in-Council of 2nd October, 1903, and of this Order, and advise that the said report be concurred in and acted on.

"To His Honour, the Lieutenant-Governor-in-Council: The undersigned, respectfully reports with reference to the Order-in-Council of 2nd October, 1903, authorizing agreements to be entered into with certain banks assuming responsibility by way of guarantee or otherwise for payment to the said banks of such moneys as might be advanced by them respectively in payments of wages or salaries of employees of the Consolidated Lake Superior Company and of its (Ontario) Subsidiary Companies, due and payable on the 2nd day of October, 1903, that it having appeared that the Receiver who took possession of the property and plant of the said Consolidated Lake Superior Company on or about October 20th last, repudiated any responsibility for the October wages and salaries of the said company's employees; and it having further appeared that said action on the part of said Receiver occasioned serious hardship, the majority of the said employees, such as clerks, draughtsmen, watchmen, caretakers, mechanics, laborers, etc., not being in a position to enforce their claims, and no work being available in Sault Ste. Marie for those discharged, the said banks were informally authorized to pay such October wages upon presentation of time checks duly authenticated; such payments, however, to be restricted to the class of employee above indicated, chief clerks and foremen whose services had continued on after first October, but not include the salaries of general officers or heads of departments nor the wages or salaries of employees whose services had been taken over and retained by the Receiver. The undersigned therefore recommends that an Order-in-Council be passed confirming the action of the said banks in paying such October wages and giving the said banks any further authority that may be necessary for payment of the accounts of G. A. Harcourt for the ser-

vices of himself and assistants in connection with the work done and to be done by him in connection with the supervision and audit of the payments made under said Order-in-Council of October 2nd, and hereunder, and to add said sums to the amount of their respective accounts.

(Sgd.) J. M. GIBSON,
Attorney-General."

Q. Was your attention drawn to that, had you a copy of that Order-in-Council sent to you? A. I got my instructions from my head office.

Q. You did not see these Orders-in-Council? A. I may have seen that Order-in-Council, but not at that time, not until after I had received instructions from head office.

Q. Did you notice this clause of the report restricting the payments to other than head officials? A. I had my instructions from the head office to do what I did.

Q. So, it was on instructions from the head office that these large salaries were paid? A. My head office gave me instructions first by telegram and later confirmed by letter.

Q. Did you go into the pay list at all? A. No.

Q. Do you know the state of Mr. Shields' account on the 1st of August? A. No, sir.

Q. On the 1st September? A. No, sir.

Mr. H. Clark: Q. You say there was a question raised as to salaries, do you remember who raised that question as to salaries being paid? A. No, I cannot remember.

Mr. Matheson: Q. Who arranged the payrolls? A. Arranged the payrolls?

Q. Yes. A. You mean the actual payrolls bearing the names?

Q. Yes. A. I do not know, I am sure.

Mr. Lucas: Q. Just explain the manner of payment. A. We were to give certain moneys to the representatives of the Government, it was ordered to be paid, we understood, for wages and for anything else they saw fit on the payroll. They had no clerical assistance, so the tellers from the different banks were sent up there. The Government agent would tell the teller of whatever bank happened to be doing the payments that day what to pay, he stood outside the wicket every day. An account would come in with a certain voucher, that after going through a certain amount of comparison and checking, would be passed over to the Government officer, who would look at it and certify it, and then it would be passed on to the wicket and paid.

Mr. Hendrie : Q. Do you remember the names of the men who supervised the payrolls and stood at the wicket ? A. Mr. Harcourt part of the time and part of the time Mr. Ford.

Mr. Lucas : Q. You say it was a pure matter of accommodation to the Government officials that your teller acted there ? A. Yes.

Q. He was not acting as a bank officer ? A. No, you can see that he paid only what he was told to pay, he had no discretion. I was not there scarcely at all myself, I merely went up and organized the system so that it would work more rapidly.

Mr. Matheson : Q. Do you know if the three lawyers, Mr. Hamilton, Mr. Irving and Mr. Elliot, were on the payroll previously to August ? A. I could not say, sir, I never saw the payroll.

Q. Is Mr. Harcourt in town, do you know ? A. I saw Mr. Geo. Harcourt in town yesterday at the King Edward Hotel.

Mr. Matheson : I would like to have Mr. Harcourt called for to-morrow, Mr. Chairman.

Mr. Lucas : Q. What position did Mr. Worthington occupy in connection with the companies at the Soo ? A. At what time do you mean ?

Q. At present, does he occupy any position ? A. Well, his title is general auditor.

Q. Is he at the Soo now ? A. He was when I left.

Mr. Smyth : Q. Would it be his duty to certify to the payrolls before they came before the banks ? A. I am sure I could not tell you that, the paymaster would of course have supervision of the payrolls, he always had in my time when the company was running.

Mr. Hendrie : Q. Was Mr. Worthington in your bank during the time that payments were being made ? A. He came in at different times when the payments were going on. The payments were not made in our bank.

Q. They were not ? A. No, they were made in the works.

The Chairman : Q. Your teller simply went down there to expedite matters ? A. Yes.

Mr. Lucas : Q. What was Mr. Worthington's position, chief auditor ? A. General auditor was his title, he was known by that title.

Mr. S. Clarke : Q. Were these payments made on any one day or would it take several days ? A. Several days.

Mr. Matheson : Q. Did you ever see the paylists of the company ? A. I have seen them, but not for examination, I saw different paylists lying on the table as I passed in and out.

Q. Where did the paylists come from ?

A. I don't know, their head office at the Soo, they kept their books there.

Mr. Smyth : Q. As to previous payrolls, would it be customary for the auditor to certify to all payments ? A. I am not sure that it would.

Q. The paymaster would ? A. The paymaster, so far as my business dealings with him, would lead me to think that he had full charge, although, of course, it is quite possible that the auditor had charge of them, but I am unable to say.

By Mr. Hendrie :

Q. Do you know Mr. Shields by sight ? A. Yes.

Q. Do you know him personally ? A. Yes.

Q. Mr. Coyne ? A. Yes, I know them both.

Q. Mr. Lewis, the manager of the steel plant ? A. Yes.

Q. Mr. Moore, the real estate agent ? A. H. R. Moore ?

Q. I don't remember his initials ? A. There was a real estate agent H. R. Moore.

Q. C. Moore ? A. I don't know him.

Q. Mr. Irving ? A. The barrister ?

Q. Yes. A. Yes.

Q. Mr. Allen ? A. H. C. Allen, yes.

Q. Mr. Elliott ? A. Yes.

Q. Mr. Chitty ? A. Which Chitty ?

Q. A. H. Chitty ? A. Yes.

Q. While these paychecks or vouchers were being paid did these men go in and get their payments at the same time as the mechanics and laborers ? A. I could not give you definite information on that point; you see I was not there anything like all the time.

Q. Not when you were there ? A. No, there were different solicitors and barristers around there, and the superintendents were there off and on in order to identify people.

Q. As a matter of fact, did you ever see them paid ? A. I never saw them paid.

By Mr. Matheson :

Q. Were many of these time checks signed, do you know; what was the shape of the order which you paid; was it an account certified ? A. It would be usually in the shape of a check or a payroll slip, indicating the time the men had worked and the amount given to them. I understand it was a practice of giving checks to the people who had worked on the payroll.

Q. Were many of them assigned ? A. By whom ?

Q. By the parties who originally earned the money ? A. There were some.

Q. Would not that assignment come into the bank ? A. In what way ?

Q. Would it be attached to the time

check? A. Yes, but the time check was not our voucher.

Q. What was your voucher? A. Our voucher was a receipt from the Treasury; we were not paying the men; the money belonged to the Government; the men were paid each day; the total amount we loaned the Government; we were giving it to the representative of the Government, not to the men.

Q. Then your clerk acted as clerk for the Government while he was paying the money? A. He facilitated the payment; it was paid much quicker.

Mr. MacKay: Q. The teller became the Government's agent for the period of payment? A. Yes.

Q. Up at the company's offices? A. Yes, I think that they paid a few men in our office one day so that they would not have to open a special office for one day.

Q. You simply provided a lump sum? A. Yes, we would take up enough and get a receipt right there.

By Mr. Matheson:

Q. Can you tell whether any of them were assigned; did you see? A. I know some of them were.

Q. What class of people were they assigned to? A. One kind was assigned to boarding-house keepers; they had to assign them in order to get accommodation in board for the day or so that they had to wait.

Q. Hotelkeepers? A. Hotelkeepers and boarding-houses.

Q. Chiefly hotelkeepers? A. I could not say; I was not interested in that part of it.

Q. Who would be able to tell us about that? A. Mr. Harcourt should know more about it than anybody else.

Q. Do you know who arranged these payrolls? A. No, sir, I don't.

Q. Was it Mr. Coyne? A. I could not say; I do not know; I was so busy I had not time to—.

Q. You were the original bank? A. No, they were all under the same agreement, arrangement with the Government.

Mr. Lucas: Q. You all made payments the same way? A. Yes.

Mr. Clarke: Q. They all paid money out the same as you did? A. Yes.

By Mr. Lucas:

Q. I thought you said there was some correspondence as to accepting Mr. Harcourt's signature to the certificates by which you were to make the payments? A. My impression is that we got instructions from the Government to recognize Mr. Harcourt's signature, either the Government or head office.

Q. Did you communicate with the Government directly in any way, or was

it always through the head office? A. To the best of my memory it was through the head office all the time.

Q. Your recollection is that you did not communicate directly with the Government in any way as to the payment of these salaries as distinct from wages? A. As far as I can recollect, I did not.

Q. Or as to accepting Mr. Harcourt's authority to certificates? A. My memory is not very clear on that, so far as I can remember I did not communicate with the Government.

Mr. Reid: Q. I have been told that parties who stood in with the Government found out that the Government was going to pay these men and went and bought up these time checks at a discount, at a large discount, and made quite a large amount of money on it; have you any reason to believe there was any truth in that? A. I did not see any of that done.

Mr. Clarke: Q. Have you any knowledge of these checks being transferred at a loss to the laborers or mechanics? A. I have a knowledge that the laborer was quite willing to dispose of them at any loss.

Q. Was there much of that? A. Not to my knowledge.

Q. What I gathered was that it looked as if things were not being done in a fair and regular way, that is the impression I got from the talk of those people here. You, as a bank man, what is your opinion as to this mode of payment, the sending up of a teller to their office, the using of their office, was that the most practicable way? A. Oh, yes.

Q. You think that the best way? A. The more expeditious.

Q. There was nothing irregular so far as you could see, they were simply trying to pay these men their full wages and expeditiously? A. Nothing that came under our notice was irregular.

Q. Do you know who is in charge of the books at the Soo? A. Mr. Worthington is in charge of the books. I think Mr. P. H. B. Dawson is in charge of the paylists and thing of that kind.

Public Accounts Committee,

March 17, 1904

Frank Ford, called and sworn.

By Mr. Lucas:

Q. You are a solicitor, Mr. Ford? A. Yes.

Q. Practising in Toronto? A. Yes.

Q. Last fall you were solicitor to the Treasury Department? A. Yes.

Q. And went up to the Soo at the request of the Government to supervise the payments to the employees of the Soo companies? A. To start the supervision, see that the payments were

put under way; I was not there all the time; I think I stayed there only a week.

Q. Stayed only a week? A. Yes.

Q. Were there any payments made while you were there? A. Yes, a great many.

Q. Was it your intention to stay until the work was completed when you went up? No, it was not.

Q. It was only intended that you should remain a short time? A. I had no idea that the work was going to take as long as it did, and I expected when I went away that I would be back in two or three days.

Q. Did you expect to finish up in that time? A. I did not expect I would be able to clear up everything, because I understood before I went away that there were a great many matters to clear up at the Soo.

Q. Your work was to organize the arrangement for the payment of wages? A. Yes.

Q. These payments were made by the banks at the Soo under an arrangement with the Government to guarantee the claims to a trustee? A. Yes.

Q. Who would hold the same as a security for the Government—partial security? A. The assignment will speak payments? A. As set out in the Order-in-Council.

Q. The different employees, I understand, gave an assignment of their for itself; I forget its terms; I am not sure who he was said to be trustee for, but it was trustee for all parties concerned, the Government as guarantor and the banks as having paid, and the companies as being liable, I suppose that is it.

Q. To preserve the rights, whatever they were, of the workmen against the Company? A. Yes.

Q. Were any instructions given to proceed against the Company in any way to enforce these liens? A. I understand there were, and I understand proceedings were taken, but I have no knowledge of it.

Q. You say you organized a system by which these payments should be made to the workmen? A. Along with Mr. Drayton.

Q. Mr. Drayton is a solicitor at Toronto? A. Yes.

Q. And has since been appointed Crown Attorney at Toronto? A. Yes.

Q. In October last he was a solicitor practising privately in Toronto? A. Yes.

Q. Now, what examination did you make to verify the claims of the workmen who were to be paid? A. When we got there we found things in rather a mess; and we also found that some-

thing had to be done at once; we were told by prominent people in the town that if payments were not started on the following day after we got there that there was a great chance of there being another riot, and it was necessary that we should proceed at once and get things started. We had an interview with the bank managers to see when they would be ready to go on, ready with their money; we got together the officers of the Company who were there, those that we thought were necessary, and arranged how we should go on.

Q. Now, wait, Mr. Ford; perhaps I don't want to follow that up any more. What I want to know is, as a result, what verification did you or Mr. Drayton make of the claims that were presented for payments? We insisted upon every claim being vouched by the officer whom we thought had authority.

Q. Then you paid such claims as these officers properly verified? A. Our instructions were that we were to pay nothing but what was thoroughly verified, and I think we did not pay anything that was not properly verified.

Q. By the officers of the company? A. Yes.

Q. Have you any records with you, anything to show the names of the officers upon whose certificate payments were made? A. I have no record, but I can tell you from recollection. If you have a pay check you will see what the system of the company was in making payments. The different officers signed for different men on the pay checks. We insisted in addition to that verification, the verification of the pay check as it stood, that the paymaster of the company should check over with the payroll, the pay check as presented by the men, and should initial it, and that until that was done we would not allow the pay check to go into the bank to be paid.

Q. In short, you paid all claims when properly verified by the officers of the company? A. That is right.

Q. You personally made no examination, but simply acted upon the certificate of the officers of the company? A. We made no audit.

Q. You could not naturally—then you started in at once to make payments to the workmen whom you say were in a turbulent mood at that time? A. Yes.

Q. You started off, you say, to make these payments? A. Yes.

Q. And on these pay checks certified as you have told us? A. Yes.

Q. And you continued making that class of payment for some time? A. Yes.

Q. Then the question arose as to payment of the salaried officers in con-

nection with the different allied companies? A. That was discussed a good deal up there.

Q. Discussed on the streets? A. I had not much time to hear it discussed on the streets; I heard fellows in the offices discussing it; we were paying at the head offices of the company.

Q. Your understanding in the first place when you went there first was that salaries were not included? A. I do not know that that was my understanding.

Q. You acted upon that assumption? A. I personally did not pay any salaries, I think; there may—.

Q. Did you say that was a matter of discussion in the Soo at the time? A. The officers in the head offices of the company were anxious to get their money; that is where I heard it; I had not time, as I say, to hear the talk on the street.

Q. Did you communicate with the Government in any way as to the advisability of paying the officers of the company their salaries? A. I did not know that there was any question about the thing; the men were anxious to get their salaries, but I think it was—I do not know that there was any great difficulty about it.

Q. At any rate, while you were there you did not pass any cheques for salaries, Mr. Ford? A. Because I felt that the workmen that were there should be got rid of as fast as possible.

Q. And so far as your recollection goes, and you think you are right, no checks for salaries were issued under your direction? A. I think not; there may have been some; it depends on what you call salaries; there were no salaries in the head office paid while I was there—I must not say while I was there; I understand they were paid on the Saturday night, or the Saturday that I was not on duty exactly. I was rather worn out by the week's work, and Mr. Drayton came back, and I think the salaries, if I recollect right, were paid under his supervision.

Q. Under Mr. Drayton's supervision? A. That is my recollection of it.

Q. I see on the 8th October the Attorney-General wired you in effect that salaries, as well as wages, should be paid? A. Yes.

Q. You recollect that? A. Yes.

Q. Do you recollect—? A. Whatever dispute there was about salaries was not exactly, I think, with us, but with one of the bank managers who wanted it cleared up.

Q. And you recollect the telegram of which I have a copy there? A. I do not exactly recollect it, but I think there was a telegram.

Q. You say you recollect seeing the telegram from the Attorney-General practically directing payment of salaries as well as wages? A. I recollect the telegram that you produce.

Q. In which he says there are no reasons for not paying Canadian salaries as well as wages—when did you leave for Toronto? A. I think it was on Monday, the 12th October.

Q. When did Mr. Drayton arrive? A. He went up with me originally and went back again on, I think, the Monday or Tuesday following our going up, and then, I think, he came back on the Saturday, I suppose, the 10th.

Q. Mr. Drayton then returned to take charge on Saturday, the 10th? A. I think that would be a fair way of putting it.

Q. And you left for Toronto and have had no connection with the matter since? A. He came back with me, I think, on the 12th.

Q. Who was left in charge then? A. Mr. Harcourt.

Q. I see on October 8th, the same day that Attorney-General Gibson wired you, that you sent a telegram asking that someone be sent up to take charge of the proceedings—that you were in danger of being ill? A. I was in serious danger of being ill.

Q. It was not the shock of the Attorney-General's telegram, was it? A. The Attorney-General's telegram that you speak of came in reply to that telegram.

Q. That was the difficulty you were facing at that time? A. The difficulty that I was facing was that I was really ill.

Q. You were paying wages up what date—salaries?

A. I supervised up until the Saturday, that would be the 10th.

Q. You misunderstand me—the salaries of employees under the Order-in-Council were directed to be paid, the salaries due and payable on October 2nd? A. I think I paid nothing that was not, I supervised the payment of nothing after the 1st of October.

Q. That is the Order-in-Council of October 2nd, directed payment by the banks of all wages due on October 1st, up to October 1? A. That is all, I think. I had nothing to do with it.

Q. And you would not have any authority to certify the payment of wages coming due after October 1? A. No.

Q. And that of course would require a further Order-in-Council to authorize the payment of wages after that. A. I should think so.

Q. What did you say about these pay checks—what certificates did you get as to the moneys due them? A.

They all had vouchers for their claims, but some of them, either by reason of the system of the Company or otherwise, had a different class of pay check.

Q. Just another question, then—the Order-in-Council of October 2nd authorizes the payment of wages and salaries due and payable on the 2nd October—do you know anything as to what further authority was issued? A. Nothing.

Q. For payment of wages subsequent to that date? A. I know nothing.

Q. But it would need an Order-in-Council? A. I suppose so, but I know nothing about it.

By Mr. Matheson :

Q. Do you remember the names of the officers who certified to the pay checks? A. A number of the pay checks were signed by different people, the timekeeper of the various classes of workmen signed, and then the head of the particular branch of the Company also signed, as I recollect, and there were various names, but we insisted, in addition to that, on having the paymaster of the Company, Thomas Williams, checking the pay check with the pay roll, and marking on the pay roll that that pay check had been presented, so that it could not be presented again and until his initials were on we would not pass it into the bank. We settled as the paymaster as the man under the advice of the then head of the company, Mr. Coyne.

Q. You asked the general representative of the Company to certify to all checks? A. He was the man who always did pay the men; we insisted on somebody who would bind the Company. There were some men whose checks did not have on in so many words that the payment was for services or other wages? While these were no doubt proper pay checks, Mr. Drayton and I, being lawyers, thought we should have written on that pay check that it was for wages, and we had the treasurer of the company write that on and initial it.

Q. Did the banks object to the large payment of salaries? A. I don't know that the banks objected, one of the managers wanted to wait until he got specific instructions from his general manager.

Q. He did not want to pay until he got— A. He wanted specific instructions.

Q. He practically refused to pass the money for these large salaries? A. He insisted on waiting until he got instructions, and I was perfectly willing that he should wait, because there were enough workmen there to keep me going.

By Mr. MacKay :

Q. Did I understand you to say that before the bank paid the time check it would be certified by the timekeeper, then by the head of the department, and then initialed or marked by the paymaster of the Company, and checked on the pay roll as well? A. Yes. And in addition to that we insisted on the timekeeper being there at the payment.

Q. So you had three officers to certify the checks and one to identify the men as they received the money? A. Yes.

Q. You have been asked whether you audited the books of the Company—would it be practicable? A. It was entirely impossible; if we had waited a day longer there would have been another riot.

Q. Then these payments that were made by you or under your supervision were made on the strength of the Order-in-Council to pay wages and salaries? A. Yes.

Mr. Pettypiece: Q. The original Order-in-Council did not include salaries at the Soo? A. I am not sure of that.

Mr. MacKay: Q. Did you read the order? A. I did read it.

Q. Had you made any payments before the 1st of October, the date of this order? A. Oh, no.

Mr. Matheson: Q. Did the question of the payment of solicitors come up while you were there, Elliott, Hamilton and Irving? A. I understand it came up after Mr. Drayton came back, I did not get to the—

Q. You did not get that far? A. I did not get that far.

Mr. George A. Harcourt, called and sworn.

By Mr. Lucas :

Q. You are solicitor, Mr. Harcourt? A. Yes.

Q. You were last October practising at the Soo? A. No; for the past three years or around there I have been in the Algoma Commercial Co., having supervision of the departments of land, labor, immigration and everything relative to these three matters.

Q. The Algoma Commercial Companies? A. One of the allied companies.

Q. When did you sever your connection with them? A. I severed my connection with them on the 10th October.

Q. Of 1903? A. Yes, last October.

Q. Was your own salary or wages paid by the banks under the Government guarantee? A. Yes, prior to that.

Q. Up to what date? A. Up to the 31st of September, or, rather, the 30th September.

Q. Why were you not paid for the remaining ten days that you were in the

employ of the company? A. I had the supervision of that matter, and I, perhaps wrongly, was a little diffident about paying myself.

Q. You had to certify, of course, your own up to the end of September? A. As head of the department.

Q. You severed your connection with the allied companies to act for the Government on the 10th October? A. Yes, I was not exactly satisfied; I saw no prospects of being paid for any further work that I might do; Mr. Ford was unwell and wanted me to assume his duties; I was not particularly anxious to do this. Finally, when Mr. Drayton came, I talked the matter over with him, and put in my resignation, which was accepted by Mr. Coyne.

Q. On the 10th of October? A. Yes.

Q. You say after consultation with Mr. Ford and Mr. Drayton you resigned your position in connection with the allied companies, and from that date on in connection with this matter acted for the Government? A. Acted for the Government and as agent for the trustee, Mr. C. J. Holman.

Q. Mr. Holman was simply the party to whom the different claims were assigned by the workmen? A. Yes.

Q. To hold it in trust, the accounts in trust, to secure the bank or the Government on the guarantee? A. Yes.

Q. Mr. Holman had no personal interest in the matter? A. None whatever.

Q. Then from October 10th your duty was to certify these accounts to the banks? A. I took over the whole matter, and put in force my own system, and completed it, and completed the final settlement with the banks, and adjustment of the accounts.

Q. And whatever accounts that you thought were properly certified to by the officer of the company, you certified to, and then the bank paid them? A. I authenticated them with my own signature.

Q. And with your signature the bank did not require any further authority to pay any account? A. That was more than they had had previously.

Q. What I mean is that the bank had no discretion in the paying of an account once it was certified to by you? A. None whatever; that is as long as the men came within the Order-in-Council.

Q. As long as it was for salaries or wages? A. As long as it complied with the Order-in-Council which the banks had.

Q. Was it not you— Mr. Ford has told us that there was even at that early date a considerable discussion in the Soo as to the payment

of salaried officers in the head office, the highly paid officials? A. You may confuse yourself a little there; by head office we mean the Philadelphia office; you mean the general office in Canada.

Q. Yes? A. There had been some discussion, but I know nothing of that personally.

Q. It would be your duty to certify to the salaries due to these officials before they would be paid? A. Well, they had been paid previous to my taking it over for August and September.

Q. For August and September, these officials? A. Yes.

Q. You took charge on the 10th October? A. The 12th.

Mr. Ford remained there to the 10th, and he says he knew nothing of the payment of these officials?

Mr. Ford: I could not have said that.

The Witness: I can explain that. I found that these officers, the salaried men, and office men were nearly all paid on Saturday night, that is the night of the 10th, when Mr. Drayton, having arrived from Toronto, relieved Mr. Ford, who was unwell. I was not there myself; I am not certain whether Mr. Ford was there as well.

Q. Then you did not give any certificate as to the salaries of these highly paid officials? A. Not for August and September.

Q. And I understand that Mr. Ford did not do so? A. I am unable to say that, because there is no signature on the time check.

Mr. Ford: I did not get that far.

Q. Who would certify or authenticate the accounts of these different officials? A. Well, they would be authenticated by the president and the paymaster, the same as any other checks; they would be handed in to the bank for payment by the Government representative in charge; I would infer that would be Mr. Drayton.

Q. Then these salaries, are those the only payments that were made upon Mr. Drayton's authority?—apparently neither you nor Mr. Ford, who were the ordinary parties to certify to the payments before the bank would pay, certified to the payments of any of these salaries? A. You mean general officers now?

Q. General officers, Mr. Shields, Mr. Coyne, the solicitors, etc.? A. I have no personal knowledge of them; I do not know whether it was Mr. Ford or Mr. Drayton. Mr. Ford says it was not him.

Q. Do you know of any other accounts paid upon Mr. Drayton's certificate? A. I was present when he was paying the first few days he was up there, and he paid others that night.

Q. Subsequent to October 1, no assignment had been made, or receiver appointed for the allied companies? A. I cannot state when the receiver was appointed; he took possession on the 19th October, while I was absent from the Soo. I was in Sudbury paying the Manitoulin & North Shore Railway and the Gertrude Mine.

Q. Then the receiver naturally would naturally not pay any wages from October 1 to 19? A. He repudiated them absolutely.

Q. And the Order-in-Council did not authorize payment of any wages during that period? A. No.

Q. And that was a live question in the Soo? Many hundreds of men had that question of three weeks' wages before them? A. Oh, yes, a considerable number of course. I may state that the staff was very considerably reduced. Anyone who was on the payroll about that date, that is, speaking loosely, after the 1st October, was there for the purpose of protecting the company's property in the chaotic conditions that prevailed up there. There was no operation of the company practically.

The question is whether these wages from October 1st to October 19th would be paid or not was a serious question at that time? A. Yes, I presume it was serious; it was being discussed.

Q. And I see an Order-in-Council was finally passed on December 18 authorizing these payments? A. Yes.

Q. Do you know that yourself, that the Order-in-Council authorizing the payment of the wages of employees from October 1 to October 19 was passed December 17? A. I do not know the date when it was passed; I have no recollection.

Q. I produce the Order-in-Council dated December 18: "Copy of Order-in-Council approved by His Honor the Lieutenant-Governor December 18." Was it passed on December 18? A. It is dated then.

Q. And, as Mr. Ford says, it would be under that order that these wages could be legally paid? A. That would be the bank's authority.

Q. It would be under that order that the banks would have authority to pay, but, Mr. Harcourt, the banks paid these wages before October, way long months before that? A. Paid a portion of them; I would not say what proportion.

Q. But paid these wages that accrued from October 1 to 19, these wages were being paid about October 24 without authority? A. I could not give the date.

Q. How do you account for that? You do know that the wages that accrued

due from October 1 to 21 or 19 were paid in the latter end of October, what authority was there? A. They had verbal authority.

Q. Verbal authority? A. I should not say verbal authority; they had no Order-in-Council.

Q. They had no Order-in-Council, and that would be the only legal authority for making any payments? A. I would not say so.

Q. You cannot say so, too, as Mr. Ford has already said—

Mr. Ford: I did not say that.

The Witness: I desire to be absolutely fair, but I do not know.

Q. What other authority would there be for the banks to pay these wages except the Order-in-Council? A. They would have the authority from some responsible person, a Minister or someone.

Q. In authorizing the banks to pay these wages from October 1 to 19 they paid whatever you certified to? A. Practically.

Q. The Order-in-Council limited the payments of wages up to October 1st? A. The original order.

Q. No other existed in October, nor until December, but you certified to the accounts from October 1 to October 19? A. I certified to everything that I paid.

Q. And you certified to accounts for wages from October 1st to October 19, although the Order-in-Council limited them to such wages as were due to October 1st? A. Yes.

Q. Why did you do that? A. I stated some time ago that anyone that was on the Company's pay rolls for the month of October, speaking very generally, was there for the protection of the company's property? Now, as superintendent of the land and labor departments, I was personally, not personally, but as such, responsible for the protection of the properties, and I myself had a very large staff of watchmen. For instance, we got the militia, the local militia; they acted as watchmen, appearing in uniform because it carried greater weight with the people thereabout, and I considered that no matter who owned the plant—I did not know who owned it, but I considered the owners of it should be compelled to pay these men for the nineteen days that they were protecting it. They were protecting it at a time when nobody wanted to do it.

Q. But you paid all? Later on others were paid. Later on I paid watchmen and policemen and laborers, who were practically such, and some office men, that is, clerks and stenographers—no one holding any important position.

Q. You paid all employees of the allied companies their wages from October 1 to October 19? A. These payments extended over some time.

Q. Yes, I know. During the latter end of October, on into November perhaps, these payments were extended, but you paid all the employees? A. All that came within the terms—

Q. What I am asking you is upon what authority you paid the employees of the company their wages these three weeks when the Order-in-Council limited the payment to October 1st? A. I talked the matter over with the Attorney-General, and he was strongly of the opinion that the class that I have mentioned, these watchmen, constables, laborers, and clerks and stenographers, should be paid. Then these were presented and I had my own men, these watchmen, were coming in from day to day asking what I could do to get them paid, and I told them it was my opinion that they ought to be paid. I made an attempt to get them paid from the receiver, and failing that I talked it over with the Attorney-General. These men came in and were paid. It never occurred to me at that time that an Order-in-Council should be issued, that I should have an Order-in-Council. I approved these time checks and the teller paid them. I think it was Mr. Knowles of the Traders' Bank noticed that these were being paid and raised the question of the Order-in-Council. I said "You are right, Mr. Knowles, I will see to that at once." I stopped the payment of these checks and got authority afterwards.

Q. How many thousand dollars would you pay out for the wages which accrued to all the employees from Oct. 1 to Oct. 19? A. I could not tell you without the papers. It was very small in comparison with the other months, of course the payroll was light.

Q. Fifteen or twenty thousand dollars or more than that? A. I should say it would be between fifteen and twenty thousand.

Q. As you look at it now that \$15,000 or \$20,000 was paid out without any legal authority? A. I would not say that.

Q. Well, there was no Order-in-Council? A. That is a matter it seems to me between the bank and the Government.

Q. But you say the bank had no discretion—they had to pay what you certified to, and you certified to these payments in direct violation of the Order-in-Council? A. I did not—

Q. You had a conversation with At-

torney-General Gibson? A. Yes, his word was good enough for me.

Q. As a matter of fact, you simply paid them after a consultation with Attorney-General Gibson? A. Yes.

Q. That consultation with Mr. Gibson took place about October 24 or October 23? A. I could not tell you the date.

Q. Here is your telegram to Hon. J. M. Gibson:

"Sault Ste. Marie, Oct. 22, 1903.

"Hon. J. M. Gibson:

"Are payments limited to amounts earned in August and September only, or does arrangement cover all arrears of wages and salaries?

"(Sgd.) G. A. HARCOURT."

Q. That is your telegram? A. Yes.

Q. And in reply to that you got a telegram, instructing you to pay the wages for October as well? A. Yes, but I had in mind also certain outstanding time checks for the month of July.

Q. Now, do not get away from my question? A. I do not want to get away.

Q. You telegraphed to the Hon. the Attorney-General asking whether you should pay the wages for the month of October or not, whether you should certify to them or not, and you got a telegram in reply practically saying that he thought they ought to be paid? A. You are making it a little broader.

Q. This is the Attorney-General's reply:

"Oct. 23, 1903.

"G. A. Harcourt, Esq.,

"Sault Ste. Marie:

"Think payment should cover claim for wages and salaries up to actual date of termination of services. Can discuss matter with you to-morrow.

(Sgd.) "J. M. GIBSON."

Q. That is what I acted upon, but there is more than the October wages; I had in mind the certifying of checks outstanding for July.

Q. This is up to terminating services—the terminating services would be up to October 19th when the receiver took charge? A. Not necessarily; this might have referred to July. The banks at any rate made a rule they had that impression that it was limited to these two months, and that we could not go back of that. I stopped that at the time the point was raised.

Q. You did not pay July wages as well as August and September? A. There were very few, but the cases were very hard cases; there were one or two cases where the men were in hospital, and were unable to present their time checks. There were one or two garnisheed and this money was retained.

Q. I suppose you had the same authority for paying July as to paying October, the verbal authority from the Attorney-General? A. I took that as authority, but I cannot say—

Q. Did you come down then and discuss the matter with the Attorney-General? A. I saw him in Sault Ste. Marie, and I saw him in Toronto.

Q. On October 23 he says he thinks the payment should be made up to the termination of services, but can discuss the matter with you to-morrow—was the Attorney-General then in the Soo the next day? A. I won't say the next day, but he was there afterwards.

Q. And did you discuss it with him? A. Yes.

Q. It would be about the 24th or 25th? A. I assume so.

Q. And as the result of that you did go on paying wages for the month of October? A. I paid a few of them.

Q. And they were paid? A. Yes.

Q. There was considerable interest in this matter? A. Amongst those interested.

Q. And the bye-election was on that date. A. I don't remember.

Q. October 27th, was it not. A. I couldn't say positively.

Q. Not quite sure—you were busy with the payment of these arrears of wages, which had no legal authority, for the month of October to all these employees? A. Do you think that that is a fair question? I was paying all the wages; I was paying August and September wages on that date.

Q. And some July ones, too? A. Do you call the time checks that had been hypothecated and sold and were outstanding—

Q. To end the matter and clarify it, and give you an opportunity to give any explanation you like, what legal authority did you have on October 24 for payment of the wages for the month of October when there was no Order-in-Council authorizing it, and when the Order-in-Council expressly limited the payment to October 1? A. You are going into dates; I cannot speak as to dates without the papers; I cannot say here that I paid any on the 24th, that is that particular date if that is material.

Q. I am not particular about the date? A. The time checks will speak for themselves, and they can be produced; you are not laying any stress on that exact date?

Q. No, I am asking during October, and at or about that time, what authority you had for certifying to pay checks for salaries earned during the month of October? A. I had the Attorney-General's authority.

Q. His verbal authority? A. That telegram.

Q. That telegram and his conversation at the Soo on the 24th, three days before the bye-election? A. Whenever it was, but—

Q. I suppose this will show whether it was on October 24th, 1903—would this refer to it—a special despatch from the Soo to the "Globe," dated October 24—that would be the date the Attorney-General was there, and you and he discussed this question. "The latest act showing the degree in which he (Mr. Smith) has the interests of the people of the riding at heart was his trip to Toronto to intercede with the Government on behalf of the workmen here in danger of losing the wages due them from the Consolidated Lake Superior Company, which is matter of current history"? A. I don't know anything about that.

Q. I suppose that was the matter referred to in the despatch from the Soo? A. I do not know.

The Chairman: How can he tell that any more than he could speak of a despatch sent to my paper.

Q. That was the wages that were secured on October 24th? A. I was very careful to have no consultation or conversation whatever with Mr. Smith, and I did not read all the papers; I had not an opportunity.

Q. You were there supervising the payments; the only wages that were in danger of being lost on October 24 were the wages subsequent to October 1, up to the date the receiver took charge, and on October 24 by reason of a consultation between yourself and the Attorney-General, arrangements were made to pay them? A. I would not venture an opinion on anything appearing in a Soo despatch.

Q. But that was the date you got authority from the Attorney-General to certify to the wages for October? A. You are pinning me down a little.

Q. Yes, I am? A. Yes, that is quite right; I can give you the right date when I consulted with him, but I would have to get the time checks; there was a delay, because when Mr. Knowles of the Traders Bank raised this point we had been working very amicably together. I stopped at once and I said to him, "You wire to your bank for instructions, and I will wire to the Government." He did not refuse to pay, but he was a little nervous, and pending consent; we stopped these payments.

Q. Correct me if this is wrong, Mr. Harcourt: You had the Order-in-Council of October 2nd authorizing the payment of the wages of the employees of

the allied companies up to October 1, under that Order-in-Council you were to certify to the wages and the bank was to pay them? A. Yes.

Q. On October 22nd you wired the Attorney-General, asking if you had authority, or if you should certify to wages earned subsequent to October 1st, up to the time the receiver took possession on October 19th? A. That is my telegram.

Q. And you received the Attorney-General's reply, which is already on the notes, to the effect that he thought you ought to pay the charges up to the termination of their services, October 19, when the receiver took charge, and intimating that he would be at the Soo and discuss it with you the next day. On October 24 he did arrive there, and you had further discussion, and then on October 24, we have the despatch published from the Soo that Mr. Smith deserves a great deal of credit for securing these wages of the employees, which were in a very hazardous position—is that a correct statement? A. You are mentioning dates; I cannot say anything as to dates, and as to the despatch I cannot pass any criticism or opinion.

Q. The Government were paying all wages up to October 1st—there was a certain duty to pay all wages up to October 19—and apparently on October 24 you and the Attorney-General settled it, and the bye-election took place on October 27, and there was legal authority authorizing these payments two months later. December 17? A. I do not like that expression, legal authority, because the banks assented to whatever authority they got, and instructed their managers accordingly. As regards the dates, if they are needed I can get them. I can find out when the Attorney-General was there, and by the time check, by reference to the bank stamps thereon say when they were paid.

By Mr. Matheson:

Q. Were any wages paid on election day, October 27? A. I paid no attention to election day.

Q. Were they paid on that day? A. Yes, I wanted to close the matter up. Sunday was the only day upon which I did not pay them.

Q. Wages were paid on that day, election day? A. Yes.

Q. Were these October wages paid on that date? A. I fancy some of them were, yes, they were.

Q. Do you remember men coming down from the woods and being told on election day that the pay lists were now quite ready? A. Oh, that might happen any day.

Q. On election day? A. I had no personal knowledge of it.

Mr. Smyth: Q. With reference to the trainload of men from the woods who were told when they went into the office that the pay lists were not ready? A. It might happen any day.

Q. Many of the men went into the office on election day, and were told that the pay list was not quite ready—was that so? A. I could not say.

Mr. Matheson: Did you tell anybody that? A. I don't think so.

Q. Did you tell anybody that the pay lists would be ready when the votes were polled? A. No, no, most emphatically no, that would be outrageous.

Mr. Lucas: Q. There are smoother ways than that? A. The wages of these employees are paid on a little different system from any of the others, and there is always more or less delay in filling up their time checks. If you are familiar with lumber operations at all, you will know that when they are conducted on an extensive scale, the camps are some distance from the head office. Well, the time-keeper of the camp, he makes out what is usually known as an identification slip, sometimes a time check; he fills in the length of time the man has worked, makes certain charges against them for materials out of stores, clothing, medicine, tobacco, etc.—then that is certified above his signature by the foreman of the camp, and that has to be taken into the head office by the man. He presents it to the accountant of the woods department, who turns up his books to see what charges he has against this man for transportation advanced from his home, usually in Quebec, and after that has been done, the superintendent of the department has again to approve it, then he has to go to the paymaster, and the machinery was that the paymaster made out a cheque that was paid by the bank, and the pay roll had to be written. You can see when a number of woodsmen came in there was necessarily delay.

By Mr. Matheson:

Q. It was necessary to make up the pay sheet after the time-keeper came in? A. It was in the logging operations, yes, it was the only way it could be done; the time sheet was the—

Q. Who prepared these payments—who prepared them in the first place—who should go into these? A. There is a time-keeper for each department—I am speaking now of operating departments, pulp mill, blast mill, etc., the time-keeper prepares them.

Q. He would prepare these lists for September and October? A. Yes, he prepares all lists; the time-keeper out-

Side of lumber operations, then the head of the department has to sign them, then it is, as Mr. Ford has explained, further approved of by the general officers of the company.

Q. Did you see the June or July pay lists? A. No, I saw no June lists; there were one or two July claims put in that I went into with the paymaster.

Q. Did you compare them with the October list? A. No, I cannot say that I compared them.

Q. Did you check them over in any way to see if the men on in September or October were also on in July? A. No, that was not an important matter, that I could see.

Q. Do you know personally whether the solicitors, that is Elliott, Hamilton and Irving, were on the pay list at all? A. I have no personal knowledge of that.

Q. Was it discussed as to whether they should be paid? A. It was not discussed by me because I was not interested in it, you are speaking now—

Q. Did you certify to their payment? A. I did for October, and I went into that at the time before doing so because I heard the matter discussed after they had been paid.

Q. How did you arrive at the amount? A. It was the proportionate amount, as per the pay roll, the explanation was in the pay roll.

Q. What pay roll? A. It was the head office pay roll, if I remember rightly; they were on the same pay sheet I think as the general officers, president, assistant president, private secretary, controller, treasurer, etc.

Mr. Lucas: Q. Who would certify to that list? A. That was certified by—the practice was for it to be certified to by Mr. Shields or Mr. Coyne, I think this was certified to by Mr. Coyne: I also, I think, insisted on the controller certifying all rolls, he was the proper person to do so.

Q. Mr. Coyne? A. No, Mr. Wynn.

Q. Who is he? A. He came from Philadelphia.

By Mr. Matheson:

Q. I see \$500 twice, for August and September, \$381.71 for the balance of October, I suppose? A. I can tell: when are these paid?

Q. You simply took the August and September lists; you did not go back before that? A. No, I had a conversation with them. I knew there had been discussion about it. I had a conversation with Mr. Coyne as well as with the solicitors themselves.

Q. What was the effect of that conversation? A. I asked an explanation of it.

Q. Why they should be on the list

at all? A. Not that, there had been criticisms, I knew that.

Q. What was the nature of the criticisms? A. The criticisms that had been made here.

Q. That they should not be on the pay lists? A. Adverse criticisms.

Q. Was the criticism that they should not be on the pay lists at all, that you heard up there, I mean? A. No, I can't say that.

Q. What criticism was it that you were asking Mr. Coyne about then? A. Well, I can't explain that exactly; I can not ask him, at any rate.

Q. What did you ask him? A. I asked him if the transaction was all right, and he said that it was. He explained certain things. I will be glad to tell you if you wish. As far as I was considered I saw that it had been paid for the previous two months, and I saw no reason why they should not be paid for October.

Q. Did you say that they were not on the June and July lists as salaried officers? A. Yes, they were not on the pay rolls.

Q. Not on the pay rolls? A. I heard so.

Q. That was the nature of the criticism? A. Something similar to that.

Q. From that you were in doubt whether you were entitled to certify with them till October? A. I wanted to cut the thing down as fine as I could.

Q. That is the amount that was to be paid? A. Yes.

Q. Did you look up the pay lists for June and July as regards these men, the Solicitors? A. No.

Mr. Pettypiece: Q. Had you access to them? A. I could have got them if I had asked for them.

Q. Why did you not pay Mr. Hamilton for October? A. I don't think Mr. Hamilton's time check was presented until after I had closed the accounts. He spoke to me about it, he was a little annoyed at being left off, and I told him that it was a strange thing that his partners could not have looked after it.

Q. Mr. Elliott and Mr. Irving were his partners. I see Elliott and Irving got \$500 each per month for August and September, and Mr. Hamilton for August and September got \$300 per month. Why did Mr. Hamilton get less? A. The arrangement, I understood, was for \$10 per day and expenses.

Q. I suppose that accounts for it. I could not understand that. But the others were at the rate of \$500 per month? A. Yes.

Q. Mr. Hamilton is the senior mem-

ber of the firm? A. The firm name is Hamilton, Elliott & Irving.

Mr. Smyth : Q. Mr. Hamilton had the original practice when they went into partnership? A. Yes.

Q. Mr. Hamilton had been there for many years? A. Yes.

Mr. Matheson : Q. If they were not on the salary list previous to all this, how did it happen that the senior member got less than the others? A. His arrangement was for \$10 a day and expenses. As regards the others—Mr. MacKay—possibly he could not give his whole time to it.

Mr. Lucas : Q. He was giving his whole time to it, that is true, is it not? A. I don't know, he is not always in town.

Q. Who was attending to the private practice of Hamilton, Elliott & Irving, as an ordinary course up there in the ordinary way of business, which of these members of the firm was attending to the private practice? A. I presume it was Elliott and Irving.

Mr. Graham : Q. How could a man tell now if you and two other men were partners, how could I tell that you attended to the private business?

Mr. Lucas : This gentleman knows who—A. I said Mr. Hamilton was out of town a considerable portion of that time.

Mr. Matheson : Q. He wanted his pay for October, but he did not get it. A. He spoke to me about it in Toronto and I made no attempt to get it for him, as the accounts were closed.

Mr. Lucas : Q. Was it common knowledge that for perhaps a year or two prior to that Mr. Hamilton had been in the employ of the allied companies, the Clergue interests? A. Oh, yes.

Q. And that he paid very little attention to his private practice at the Soo? A. Well, he had his associates.

Q. His partners who looked after it? A. Elliott, Irving and Mr. Corbell.

Mr. S. Clark : Q. Had he any partners besides these two who received these salaries? A. In the Toronto office or Soo office?

Q. The Soo? A. There was a young stenographer from Toronto.

Mr. Lucas : Q. They did not have that stenographer on the pay lists? A. He was on for one month and was left off for the other month.

Q. He should have been on the allied companies' pay lists? A. He certainly should, it was really the Toronto office of the Algoma Central, and this young Saunders was a stenographer in that office.

By Mr. Matheson :

Q. Who certified to Mr. Shields' pay-

ment? The head, the \$30,000 a year man? A. I don't remember whether he certified that or whether his private secretary who had power of attorney and acted for him generally, he could sign these rolls, but whether he did or did not I would not say, but the time check could be got.

Q. Was the question raised about paying his full salary? A. For October?

Q. Yes? Well, I started out some time ago to explain that I first paid watchmen, constables and that class of labor and later on I was instructed to pay all who were discharged by the receiver and not paid by him, so Mr. Shields came within that category. I had no explicit instructions as regards Mr. Shields or any of them in fact.

Q. Apart from that, was there a question to which they were entitled for October as to whether that much was owing to Mr. Shields by the Company? A. I will have to explain that. When I went up to make these payments I had arranged, as I thought, that everybody would be in readiness, that the banks would be prepared, and that all the employees would be on hand. So I had a little meeting with Mr. Coyne and with Mr. Lyon, the manager of the Imperial Bank, who had the conduct of the payment. I did my business with him, and as a result of that I telephoned up to Mr. Thackenthall.

Q. Where did he live? He is in charge at present. The receiver's brother. I telephoned to him that I was going to pay all employees who had been discharged by him at the Imperial Bank at ten o'clock next day and that he could take what action he deemed necessary under the circumstances. He stated then, I think, or later on, that they objected to certain things.

Q. What did he say they objected to? A. He said they had certain accounts against Mr. Shields and one or two others.

Q. Did he mention the names of the others? A. No, he did not then.

Q. Did he afterwards? A. Yes, I am coming to that. So on a later date, I think it was the next morning some time, they sent down the General Auditors, he had been retained by them, a man named Worthington, he came down and verbally objected to payment to Mr. Shields. He said they had certain counter-accounts against him and payments being made to Elliott and Irving or members of the firm, so I told Mr. Worthington that as this was purely verbal, and I had no means of passing on it at all I would telephone Mr. Shields to come there, the two were interested, and they could argue the thing out and I would do as I considered

proper after hearing them. However, Mr. Worthington did not remain until Mr. Shields came. Somebody had to vouch these items, so I asked Mr. Shields to certify these cheques for Elliott and Irving and his own cheque and I am not certain if he certified them then himself or asked Mr. Coyne to do it.

Q. Certified by Mr. Coyne also? A. I am not certain whether he certified to these amounts or whether Mr. Coyne did.

Q. Was Mr. Coyne's cheque in question? A. There was no objection made to that, and Mr. Shields claimed that he had a very large claim against the company, far in excess of anything that they might have against him.

Q. How much was the amount of the claim, Mr. Worthington's claim, that the company had against Mr. Shields? A. I got that afterwards, I think it was in the neighborhood of \$600.

Mr. S. Clarke: Q. And Mr. Shields said that he had a bigger account against them? A. Yes.

Mr. Pettypiece: Q. As a general thing, you did not recognize contra-accounts, put in that way, verbally? A. No.

By Mr. Matheson:

Q. Did not he claim that Mr. Shields was afraid? A. No, their account was for—I saw it afterwards—somebody sent it down here, their account was for material, labor principally.

Mr. Graham: Q. What did it amount to? A. Somewhere in the neighborhood of \$600.

Q. Mr. Worthington claimed that this amount, \$600, approximately should be deducted from Shields? A. Yes.

Mr. Matheson: Q. Was that the only account that Mr. Worthington claimed should be deducted? A. From Mr. Shields?

Q. Yes? A. Yes.

Mr. H. Clark: Q. Was it deducted? A. No.

Mr. MacKay: Q. Worthington did not stay to face it out with Shields, and Shields said he had a bigger account against the Company, and so it was paid? A. Yes.

Mr. S. Clarke: Q. There was no bigger man than Shields up there.

Mr. Matheson: Q. Except the Government agent? A. Mr. Shields is a reputable man and a man of some wealth. He could be easily got at.

Q. Was Mr. Shields at the Soo much during August and September? A. He was.

Q. Was he there at all? A. I could not say.

Q. Was he there at all during August and September? A. I think he was, I could not tell you.

Q. Was he not down in New York most of the time? A. He was a considerable time in New York and Philadelphia—some time in the Soo.

Mr. Pettypiece: Q. He could be down there doing business for the Company? A. Oh, yes.

Mr. Smyth: Business called him home just about the election, though.

Mr. H. Clarke: Q. You say he is a wealthy man? A. I am told that he has some means, that could be proceeded against in the Courts.

By Mr. Lucas:

Q. When were the October wages paid to Mr. Shields? A. It was late. I could not give you the date without referring to the time checks.

Q. Approximately? A. I really think it was in January I would not be certain, I would not like to say positively, late in December or early in January. All these time checks are in the audit office if you wish to scrutinize them.

Q. What audit office do you mean? A. The Provincial audit office.

Mr. H. Clark: Q. What system did you have for preventing extortion on the side? A. I have lived up in the country for some years, and have a pretty wide knowledge of people who live there that is the class of people who handle these time checks at all and I know a good many of them, and a man whom I had assisting me, were warned by me to watch things very closely. Whenever we got, say, two or three together, or anything like that we inquired closely into it, and unless we could satisfy ourselves without doubt that the transaction was bona fide, I insisted on a declaration being made, showing the amount paid and then allowed 10 per cent. on what they had paid.

Mr. Smyth: Q. So the holder of these time checks got 55 cents on the dollar, what became of the forty-five? A. He was paid that much, the rest was not taken out of the bank. It is there subject to claim by the men.

Mr. MacKay: Q. By the man who earned it? A. Yes, I gave them 10 per cent. in advance and the balance—

Q. How was he to get it? A. It can be traced up.

Mr. Matheson: Q. How could you find out how much the holder of the cheque had paid the man? A. By declaration or affidavit. It was common knowledge who were handling these things on a large scale.

Mr. Smyth: Q. Of course you could trace it up, and see the names of all the holders of cheques presented to you in that way? A. All holders of cheques, I think nearly all, they are scattered through. It was a very common thing

for a man seeking work elsewhere to leave his time check with his family or something like that, and there were hundreds and hundreds that were accounted for by a power of attorney.

Mr. Smyth: Q. Say an hotel-keeper? A. I would have some knowledge of them I would lay my hands on them.

Mr. MacKay: Q. Will the check shew the amount paid? A. Yes, but the difficulty in that is that I have no record of the parties other than the assignment sheets. If you give me the name of the man who got the cheque I could look it up in a few minutes.

Mr. Smyth: Q. You gave that man 55 per cent. on a hundred cheques. You would not put each individual cheque by itself? A. Yes, I did.

Q. And made the deductions on the cheques 55 per cent.? A. Yes.

Q. And each cheque will show that deduction? A. Yes, it is on in pencil, it has all been audited, it is all in good shape.

By Mr. MacKay:

Q. Did you give us the date after the allied companies failed that the receiver was appointed? A. I do not know the date he was appointed, but I think he took possession on the 19th of October.

Q. And then you told us that he refused to pay employees that worked in October up to the 19th or 20th? A. He repudiated all October wages, he discharged everybody and re-engaged those he needed.

Q. Apart from any legal technicalities was there any reason at all why these men were not justly entitled to be paid for their October work as for August and September? A. I thought personally they were more entitled, because they were protecting somebody's property under conditions that were not at all favorable.

Q. From October 1 to 19 they were doing dangerous work? A. A good many refused the position.

Q. You thought they were more entitled to be paid than for August and September? A. I thought they were.

Q. You told us that these August and September payments were made on the strength of the Orders-in-Council in the hands of the banks? A. Yes.

Q. Covering wages and salaries? A. Yes.

Q. And then, when you commenced paying the men who worked in October, you commenced with what class? A. Watchmen.

Q. Watching what? A. The property.

Q. Property of the Company? A. They were indoors and outdoors patrolling.

Q. The men who had protected the property you commenced to pay and you went on from that until at last the same classes were covered as for August and September comparatively or did you go that far? A. No, I did not, I suspected that arrangements had been made, that certain parties who had been retained, that their October wages had been guaranteed in some way by the receiver, and I refused to pay anybody who had been retained by the receiver, above the rank of laborer.

Q. Those who were continued in employment by the receiver, after the 20th, you fancied arrangements had been made to pay them from the 1st to the 19th, and you did not pay them? A. I thought some terms had been made and they were not deserving of it.

Q. You commenced paying the watchmen? A. Yes.

Q. You had under the Orders-in-Council authority for paying wages and salaries in August and September, and you went on after that paying the same classes of people for the work done in October? A. Yes.

Q. There was no deviation as to the classes of people? A. Except as to those who were retained.

Q. You did not pay them? A. No.

Q. I mean all those you did pay? A. Yes, precisely the same lines.

Q. You paid for August and September wages certain classes under two Orders-in-Council, then for October wages which you thought they were more entitled to than August and September, you went on paying on authority such as you have stated afterwards by Order-in-Council, as you understand? A. Yes.

Q. I want to put one general question. Was any explicit or definite instructions given to you with reference to the payment of any particular person or persons? A. No.

Q. To put it in another form. Whether dealing with Mr. Shields' salary or dealing with the salaries of ordinary persons, you were acting on the Orders-in-Council and general instructions? A. Yes, and the time cheques were fitted up in exactly the same manner with Mr. Shields as with a wood-chopper.

Q. All treated alike? A. Yes, treated alike.

Q. Perhaps you can put concisely to the Committee just what steps were taken that you know of to test or check the credits of the men that were paid, the different steps? A. The procedure?

Q. Yes, briefly? A. In the first place a time check had to be—a time cheque is usually in this shape, there are various kinds—"received from the Algoma Commercial Co., etc.," that is counter-

signed here by the timekeeper, then the deductions appear on the back, if there is insurance it is taken off on the back, not only the head of the department has to approve it, but the time-keeper certifies that the time and rate are correct, head of the department certifies to the whole transaction, he authenticates the timekeepers and all that sort of thing. Then in certain other cases there is an accountant who certifies it down here. Well, when that time cheque for payment was presented I said, here these must be fitted up to the pay rolls, which are made out by the timekeeper, so I insisted on the paymaster fitting them up to the pay roll, that is, signing his name, "Thomas Williams, Paymaster," and put the rubber stamp opposite the pay roll. "Paid by the Ontario Government," and the date.

Q. So that man could not be paid again? A. No, there was not any duplicate payment.

Q. When you came to tot up the payments, when you completed your cheque, and the bank completed their cheque, was there any difference on the whole amount? A. The bank had a balance of \$10.50 which they had overcharged Mr. Ford. I found that out and I had it eliminated, and I think they overcharged me 52 cents, and we adjusted that.

Q. 52 cents on the payment of how much money? A. In the payment of \$221,000.

Q. Speaking of the objection that Worthington made as to the payment of Shields I did not understand you to say that Worthington found any fault with the amount that Shields claims having been earned? A. No.

Q. But he said he had an account to deduct from it? A. Yes, he said he had an account in the neighborhood of \$600.

Q. You asked Worthington to wait there until you could telephone for and get Shields there to discuss it? A. Or to give me a proper statement about it. He stuck certain figures down on payment in front of me.

Q. He did not give you any details? A. Later on I got details of the statement.

Q. When you saw Shields there, he claimed what? A. He claimed that the company was indebted to him in excess of this, he claimed that he should be paid and that the company's remedy against him was by the Courts, that he was quite responsible.

By Mr. Pettypiece:

Q. You mentioned that the October wages for the 1st to the 20th were paid the watchmen and clerks necessary to keep the works and accounts in shape?

The general run of employees were not in operation then? A. No.

Q. The shops were practically idle, and unless these watchmen were there this property was likely to be destroyed? A. Yes.

Q. It was not the usual run of wages? A. No, I was paying those who had been originally mechanics and clerks, but they were acting in the capacity of watchmen, they were doing duty patrolling as watchmen.

By Mr. MacKay:

Q. There came up a question here about Mr. Elliott, Mr. Irving, and Mr. Hamilton, Solicitors, and I remember when the question was asked you, you were going to give some explanation as to why their names were on the pay roll? A. Yes, Col. Matheson asked me to give the result of the conversation with Mr. Coyne, and we got away from it. Mr. Coyne, who was speaking in a friendly way, said that in the financial condition of the company they had absolutely no money to pay claims or debts of any kind, that their solicitors had been carrying on a very expensive legal warfare for them, and were utterly without the sinews of war. Their telegraph item alone was very large, and they said that while their intentions were of the best, that they simply had not the ability financially to carry on the battle any further unless they were remunerated in some other way.

Q. The solicitor said this? A. Yes, to Mr. Coyne, and Mr. Coyne stated that as they knew money was forthcoming to pay wages, that was all they could get out of the Philadelphia authorities, these names were put on the pay rolls until such time as the company could get on its feet again, that they should appear on the pay roll at the rate of \$500 per month. He gave me this understanding that this arrangement was made before the payment of wages by the Government was contemplated; I got him to repeat this, and Mr. Irving did the same.

Q. I suppose they are reputable solicitors up there? A. Oh, yes.

Q. Practically, then, you say they said "We must be put on the pay roll or we won't go on with the work"? A. That was the whole thing.

Q. And that was done before there was any talk of the Government stepping in? A. They all assured me that, Mr. Elliot on his word of honor.

Mr. Pettypiece: Q. This money did not go into their pockets; it was to cover disbursements? A. I inferred that; Mr. Elliot gave me his word of honor that that was correct.

Mr. Smyth: Q. What date was Ham-

ilton put on the pay roll? A. I don't know.

Q. Then why did you make the statement— A. They had previously been paid by voucher. They had been paid by voucher, and sometime about the time of the riots they stated their inability to go on any longer unless they were paid. Mr. Coyne mentioned this to me when I was discussing the October payments down here, and we were figuring out how much money would be required, and I was trying, as I said, to cut the thing down as fine as I could. Of course they had been paid, not by me, before, and they were paid the same as the rest of them for August, September and October.

Mr. MacKay: Q. Was there any other point you were going to give an explanation on? A. I cannot think of it.

Henry Smith, called and sworn:

By Mr. Matheson:

Q. You are in charge of the Colonization roads? A. I am, superintendent of colonization roads, yes.

Q. Is that a return as correct as you can make it of the ridings in which there were expenditures on colonization roads in 1903? A. I would say yes, without having gone thoroughly into it myself.

Q. I suppose in certain cases two ridings may be interested in the same expenditure? A. Well yes, but in very few cases, there are not many cases.

Q. As near as you can get? A. I would consider this—we did this in the very best possible way.

Mr. Smyth: Q. There is one item, this entry in the Manitoulin expenditure on St. Joseph's Island is entered as being in Manitoulin district; it is only \$200? A. Well, then, that would be a mistake.

Q. Well, I just wanted it corrected. Could you change it there? There is \$100 on the Manitoulin list that should be on the Algoma list.

(Witness corrects list.)

Mr. Matheson: Q. With this correction this is as near as you can get to a correct return? A. Yes.

Mr. Matheson: I want that return incorporated in the report.
Statement Showing Expenditure Upon

Colonization Roads in 1903;

\$159,258.44 in Electoral

Divisions.

Note: This statement must only be regarded as approximate, there being in several instances expenditures on roads between constituencies, and roads may also pass from one electoral division to another.

Name.	Amount.
Algoma	\$7,149 95
Addington	3,449 39
Bruce	504 16
Fort William and Lake of the Woods.....	12,633 61
Frontenac	1,883 57
Hastings, North	1,582 47
Lanark, North	904 60
Manitoulin	1,337 54
Muskoka	6,406 65
Nipissing, East (includes Temiskaming).....	42,566 48
Nipissing, West.....	14,642 72
Ontario	1,245 99
Parry Sound	7,632.47
Peterboro', West	2,590.13
Peterboro, West.....	2,961 57
Port Arthur and Rainy River	26,244 44
Renfrew, North	3,637 94
Renfrew, South.....	4,281 42
Simcoe.....	1,356 27
Sault Ste. Marie	4,348 61
Victoria, East	2,225 55
Victoria, West	645 72
Inspection	9,208 28
	<hr/>
	\$159,439 53
Less total refunds	181 09
	<hr/>
Total	\$159,258 44

Addington.

Abinger and Miller.....	\$309 80
Arden, Harlow and Kenebec	400 09
Bog Road.....	301 79
Desert Lake Road.....	322 62
Denbigh and Eagle Hill.....	205 56
District Line Road, Balance.....	20 00
High Falls Road.....	152 04
Massanoga Lake Road.....	230 00
Palmerston and S. Cononto.....	204 25
Sheffield Tp. Road.....	300 00
Thirteen Island Road.....	302 38
Tamworth and Parham.....	300 00
Westport and Perth.....	400 95
	<hr/>
	\$3,449 39

Algoma District.

Bruce Mines and Desert Lake	\$4,78 48
Blind River Bridge.....	553 35
Cutler and Spanish Station Road.....	300 00
Chapleau Road.....	300 27
Echo River Bridge.....	227 51
Coffin Road, Balance.....	10 05
Goldenbury and Day Mills Road.....	502 83
Grand Portage Road.....	450 00
Harrow Tp. Road.....	498 44
Isbestor and Port Finlay.....	500 00
Lake Shore Road.....	504 39
Looshe Bridge.....	90 00
May Tp. Road.....	72 35
Mississaga River Road.....	302 95
Mississaga Scow.....	140 00
Parkinson Road and Bridge.....	450 00

Rydal Bank and Bruce Mines	198 00
Salter Tp. Road.....	401 24
St. Joseph Island Roads....	100 10
Sheddon Tp. Road.....	495 69
Thessalon River Bridge	424 37
Otter Tail Lake Road and Bridge.....	149 96
	<hr/>
	\$7,149 95

North Hastings.

Airy Tp. Roads.....	\$499 72
Pell's Bridge.....	250 00
Carlow, Mayo and Bancroft..	200 00
Mud Creek Bridge.....	355 05
Mud Lake, Balance.....	27 70
McArthur's Bridge.....	250 00
	<hr/>
	\$1,582 47

North Lanark.

Lavant Station Road.....	\$101 80
Lavant Boundary Road....	100 00
Lavant and Darling.....	280 00
Lavant and Snow Road....	422 80
	<hr/>
	\$904 63

South Renfrew.

Ashdad and Springtown....	\$253 43
Admaston and D'Acre	251 21
Brudenell, 16th Con. Road...	311 00
Brudenell and Killaloe Bridge	428 29
Barrie Road Balance	10 00
Calabogie Road.....	245 90
Foymount and Brudenell Road	200 00
4th Con. Hagarty.....	250 00
Grattan and D'Acre Road...	280 00
Hagarty Tp. Road.....	388 20
Hagarty 5th Con. Road.....	303 80
Hagarty Road, Balance.....	20 10
Maley Road.....	125 20
Opeongo Road.....	250 00
Paugh Lake Road.....	280 00
Round Lake Road.....	200 69
Sauer Road.....	230 00
Wilno Station Road.....	254 50
	<hr/>
	\$4,281 42

West Nipissing.

Appleby Road, Concession 1 and 2.....	\$301 25
Appleby and Jennings	527 18
Badgerow and Gibbons	503 13
Bear Creek Bridge, Balance ..	50 00
Bleazard and Hanmer Roads...	350 00
Bidal Road	200 00
Bastedo and Vazina Roads ..	500 31
Bleazard Road.....	303 75
Brazeau Road	250 00
Caldwell, Con. 3 and 4	99 76
Cassimir and Jennings	501 64
Casby Road	303 40
Capreol and Hanmer	404 63
Cassimir and Martland	1,213 67
Copper Cliff and Murray Mine Roads	250 00
Cataford, Gibbons and Crerar	200 00
Dunnet, 3rd Con.....	200 00

Dunnet Road (Corbeilles)	99 75
Deer Creek Bridge	298 47
Field Roads	299 63
Field Road, Con. 5 and 6....	299 63
French River Valley, Balance	47 56
Gibbons Tp. Road	300 02
Garson Tp. Road	250 00
Grant Tp. Road.....	301 94
Guiren Road	309 98
Hugel and Badgerow.....	504 58
Hugel Road	299 87
Hurtibise Road	214 30
Joidoin Road	104 00
Jennings, Cherriman and Martland	200 00
Kirkpatrick and Macpherson	303 80
Kirkpatrick Tp. Road	299 91
Loudon and Macpherson	300 13
Martland and Cosby	90 00
Martland Tp. Road	503 40
Monette Road	200 00
Sudbury and Richards Lake	320 70
Springer Road	405 72
Springer and La France	100 00
Sturgeon River Road	403 41
Stringer and Sturgeon Falls Road.....	304 00
Verner Road North	201 54
Verner Road South	299 98
Warren and Hugel, Road ..	299 35
Warren Road North	300 36
Warren Bridge	521 97
Dunnet and Cassimir, Balance	10 00

\$14,642 72

Frontenac.

Bedford Station Road	\$200 44
Ferry Road	164 65
Jone Falls and Battersea Road	303 11
Lindsay Road.....	67 50
Loughboro and Wilmer Road	230 00
Oso and Bedford Road	350 00
Oso and Bedford Road, bal- ance	58 50
Perth Road	259 37
Portland and Railton Road ..	250 00

\$1,883 57

East Peterborough.

Anstruther, Burleigh and Chan- dos.....	\$507 89
Burleigh Roads	402 16
Deer Creek Bridge.....	288 10
Methune Road	301 48
North Burleigh Road	53 38
Round Lake Road	430 87
Stoney Lake Bridge	98 12
Cordova Mining Road	508 13
	<hr/>
	\$2,590 13

West Peterborough.

Back Communication Road ..	\$101 35
Buckhorn Road.....	301 03
Burnt River Road	419 75
Cavendish Roads	504 00

Etthline Road (Smith).....	70 00
Galway Roads	505 50
North Harvey Roads	493 07
Silver Lake Road	535 62
Lily Lake Road, balance	20 00
Sandy Point Road, balance	13 25

\$2,961 57

East Victoria.

Bridge at Lutterworth.....	\$100 26
Bridge on Monck Road	283 31
Cardiff, Deer Lake Road	299 78
Lutterworth, Snowden and Minden	400 00
Monmouth Tp. Road	300 00
Maxwell Bridge.....	442 03
Stanhope Road.....	300 04
Victoria Head Bridge.....	100 13

\$2,225 55

West Victoria.

Devil's Lake Road.....	\$199 99
Dalton Road	200 23
Elden 3rd Quarter Line.....	245 50

\$645 72

East Nipissing.

Antoine Creek Bridge	\$310 60
Amable du Fond Bridge	322 60
Bonfield and North Bay Road	507 25
Bonfield and Ferris, Road	300 00
Bonfield Road	75 02
Boom Creek Bridge	101 25
Blue Sea Road	300 00
Bonfield Road, balance	18 36
Calvin Roads	485 30
Chisholm Tp. Roads	762 96
Chisholm, Bridge Wasa Creek	260 00
Cameron Tp. Road	501 65
Ferris Township Roads.....	919 55
Ferris Township Drain	300 00
Head Tp. Road	200 01
Lachopelle and Bonfield Roads	480 00
Lake Desert Road	295 47
Nipissing Junction Road	200 45
Papineau Tp. Roads	803 02
Pembroke and Mattawa Roads	491 50
Trout Lake Road	250 00
Wasa Bridge	70 00
Widdifield Road	304 88
Wisawasa Road	405 02
Temiskaming Roads	31,489 07
Temiskaming Roads, balance..	2,432 07

\$42,566 48

Port Arthur and Rainy River District.

Atwood and Curran Road...	\$999 50
Carpenter and Dobie Road.	2,017 70
Carpenter Road, Lot 6 and 7	618 94
Crozier, Devlin and Lash Road.....	2,072 88
Crozier and Lash Road.....	340 75
Devlin and Burris Road.....	1,854 04
Fort Francis and Rainy River Roads.....	354 42

Morley Road.....	577 51
Morley and Ball Road.....	406 53
Mine Centre Bridge.....	30 00
Mather and Tait Road.....	1,832 49
Mather and Dobie Road.....	1,000 90
Pine River and Pattullo Rd.	2,015 74
Roddick, Crozier and Mis- campbell.....	1,500 10
Rainy River Road, near Fort Francis.....	200 00
Rainy River Roads.....	1,619 71
Rainy River District (locat- ing roads.....	62 50
Shenston and Tait Roads...	980 00
Tait and Shenston Road.....	129 96
worthington and Blue.....	1,574 98
Crozier and Lash, balance	151 75
Rainy River Road (balance)	17 84
Ocmee Tp. Road.....	829 14
Dorian Road.....	1,017 51
Lybster Road.....	550 13
MacIntyre Tp. Road.....	1,043 78
Lybster Hill Road.....	54 57
McGregor Road.....	445 13
McIntyre River Bridge.....	102 46
Marks Road.....	556 62
Scoble Tp. Road.....	313 20
Scoble Roads.....	460 71
Strange Tp. Road.....	513 20

\$26,244 44

North Renfrew.

Alice Tp. Road	\$ 14 38
Alice Con. 25 and 26.....	120 22
Alice 7th Con. Bridge.....	223 78
Buchanan Tp. Road.....	547 12
Rolph, Buchanan, Wylie.....	398 99
Ross Tp. Road.....	438 56
Wilberforce 6th Con. Road..	200 00
Wilberforce Town Line Road..	150 45
Wylie Tp. Road.....	300 43
Bromley Road, Balance.....	198 53
South Algona and Egan- ville.....	175 00
South Algona 8th and 14th Concession.....	175 00
South Algona, Lot 14 and 16	250 45
South Algona Roads, Bal- ance.....	46 08

\$3,637 94

Bruce North.

Indian Peninsula Road Bridge	\$504 16
	\$504 16

Simcoe East.

Bridge repairs in Matchedash	\$303 74
Muskoka Road, Wasago...	300 00
Muskoka Road, Orillia.....	302 64
Orillia and Matchedash Town Line Road.....	200 13
Pine Lake Road.....	249 76

\$1,356 27

North Ontario.	
Macdonald Bridge.....	\$1,000 00
Monck Road.....	245 93
	<hr/> \$1,245 99

Manitoulin District.	
Howland Tp. Road.....	\$378 78
Manitowaning and Providence Bay Road.....	250 00
Silver Water and Meldrum Bay.....	201 00
Sheguindah and Manitowaning Road.....	296 94
Tehkummah Road.....	200 78
Indian Point Bridge (balance)	10 04
	<hr/> \$1,337 54

Sault Ste. Marie District.	
Korah Road.....	\$100 15
Korah Roads.....	300 52
Michipicoton River Bridge.....	1,769 91
People's Road.....	489 50
Prince Tp. Roads.....	448 00
Vankoughnet Road.....	999 81
Wawa Mining Road.....	240 72
	<hr/> \$4,348 61

Parry Sound District.	
Bear Lake Road.....	\$300 00
Bethune Road.....	120 30
Commanda Bridge.....	350 00
Croft Road.....	200 00
Great North Road.....	301 00
Golden Valley and North Rd.	505 19
McMurrich Side Line.....	298 61
McConkey and Hardy.....	194 82
McDougall Road.....	296 03
Magnetewan Road.....	250 78
Mills Road.....	201 51
Main Road, Burk's Falls.....	314 97
Mills and Hardy.....	202 77
Northern Road Bridge.....	124 28
North Seguin River Bridge..	328 77
Novar and Mfracombe.....	399 98
Northern Roads.....	310 17
North East Road.....	200 00
Perry 25 Side Line.....	200 45
Parry Sound Road.....	300 00
Ryerson Road.....	399 82
Sand Lake Road.....	300 62
Strong Con. 10.....	300 37
Shawanaga Bridge.....	482 03
South River Bridge.....	750 00
	<hr/> \$7,632 47

Muskoka District.	
Aspdin Road.....	\$197 10
Big East River Bridge.....	97 50
Baxter Roads.....	381 00
Bala Bridge.....	120 61
Chaffey 12 and 13 Con.....	202 69
Chaffey, Sand Lake Road.....	203 25
Cardwell Roads.....	403 00
Draper Roads.....	400 72
Huntsville Bridge.....	658 95

Lewisham Road.....	235 81
MacAuley Road.....	320 21
Caines Corners Road.....	210 09
Muskoka Road.....	300 95
Morrison Road.....	199 95
Morrison Tp. Road.....	150 00
Nipissing Road.....	90 00
Oakley Lake Road.....	304 43
Oakley and Draper, Balance.	3 00
Portage Road.....	310 76
Port Carling Road.....	83 50
Rosseau and Nipissing Rd...	299 37
Lake Joseph Road.....	200 07
Muskosh Road.....	416 94
Stevenson Road.....	416 75
Watt and Cardwell.....	200 00
	<hr/> \$6,406 65

Fort William and Lake of the Woods.	
Atikokan Bridge.....	\$10 00
Bridge at Wainwright.....	999 18
Bridge Repairs, Algoma (Lybster).....	208 79
Bridge Repairs, Algoma (Silver Mountain).....	49 50
Bridge Repairs, Algoma (Jaffray).....	133 60
Brushing Trails.....	77 50
Bridge at White Fish.....	516 46
Eton Tp., Road.....	739 40
Elizabeth Mine Mining Road	400 00
Hymer Road.....	1,060 46
Jaffray Tp. Road.....	516 78
McIntyre (Neebing and Oliver).....	809 81
Manitou Portage Mining Rd.	588 52
Oliver Tp. Road.....	602 23
Paipoonge and O'Connor...	605 05
Road 2 and 4, Paipoonge.....	1,021 68
Stanley Roads.....	1,685 33
Sanford Tp. Road.....	302 46
Van Horn Tp. Road.....	531 68
Wabigoon Bridge.....	338 96
Wainwright Road.....	520 00
Wainwright Road, balance...	20 90
Wabigoon and Beaudreaus Landing.....	300 00
Winnipeg River Bridge.....	298 52
Zealand Tp. Road.....	388 20
	<hr/> \$12,633 61

Inspection

Neil McDougall, Inspector, Port Arthur, Rainy River, Fort William and Lake of the Woods Districts.....	\$1,210 73
J. A. Tiernay, Inspector, Rainy River District.....	806 39
J. F. Boyd, Inspector, Algoma, Sault Ste. Marie and Manitoulin District.....	1,726 70
Angus Morrison, Inspector, Muskoka and Parry Sound	928 45
B. Wickett, Inspector Bridges, Muskoka and Parry Sound	146 60
John McCracken, Inspector, Temiskaming District.....	726 65

F. Dupuis, Inspector, East and West Nipissing	775 00
M. Lounsbury, Inspector, East and West Peterborough, Victoria and N. Hastings . . .	1,282 60
M. J. McCann, Inspector, Addington, Frontenac and North and South Renfrew..	900 00
Inspection, balance 1902..	705 16

Total \$9,208 28

HENRY SMITH,
Supt. Col. Roads.

Public Accounts Committee,
March 23rd, 1904.

C. H. Sproule called and sworn:

By Mr. Matheson :

Q. With regard to the common school fund and the land improvement fund the original Act set aside certain lands for common school purposes? A. Yes.

Q. And I understand six per cent. of the amount was under the Act allowed for expenses of management, and power was given by Order-in-Council to set aside 25 per cent. for the land improvement fund? A. Out of common school lands, and one-fifth out of the Crown Lands.

Q. Such Orders-in-Council were passed at the time? A. First, it was established under 53 Vic. chap 159, sec. 14, the Statute also says it shall be lawful for the Governor-in-Council to reserve, etc. They had the right by Order-in-Council to establish this fund under the Act.

Q. And was such an Order-in-Council passed, what date? A. 7th of December, 1855, wasn't it? A. Yes, the order was passed on that date establishing the fund under the Act.

Q. Thus reserving the 25 per cent. to the land improvement fund? A. Yes, and one-fifth from the Crown Lands.

Q. And this order was rescinded in March, 1861? A. Yes.

Q. First, as to the collections by the Dominion up to the 1st of July, 1867, the total amount of the land improvement fund was \$124,685.18? A. That represents the collections by the Dominion between 1861 and 1867 on account of sales of lands subject to the fund between 1853 and 1861.

Q. That was the portion of the local land sales that was allotted to the land improvement fund? A. Yes, between 1853 and 1861.

Q. The Province paid to the municipalities interested on account of that amount from 1882 to 1887, \$123,368.46, and they also paid interest on the money at five per cent. for fifteen years from 1867 to 1882, so paid by the Province to the municipalities be-

tween 1886 and 1887 to the amount of \$91,475.54? A. Yes.

Q. So that practically the amount of the land improvement fund in the hands of the Dominion at present has been advanced by the Province to the municipalities interested? A. With interest.

Q. What were the total collections by the Province from common school lands subject to the land improvement fund from 1867 to 1902? A. The total collections by Ontario from 1867 to 1902 inclusive subject to the land improvement fund on account of common school lands amounts to \$1,021,388.94, from which is deducted six per cent. for expenses and management, amounting to \$61,283.21, leaving the amount that we have paid on account of this to the municipalities, \$240,021.23.

Q. What were the collections for the grammar school lands? A. The total collections for grammar school lands subject to land improvement fund were \$52,619.35, from which is deducted six per cent. for cost of management, \$3,157.10.

Q. And the amount out of the grammar school fund towards land improvement fund was? A. \$12,365.53.

Q. What were the total collections on Crown Lands subject to land improvement fund? A. The total amount collected on account of Crown Lands was \$629,571.89, deducted for cost of management, \$68,517.33.

Q. That left for the land improvement fund out of the Crown Lands? A. That left a total of \$112,209.13, paid to the municipalities.

Q. And the total amount of the land improvement fund collected by the Province has been paid to the municipalities? A. Yes.

Q. Practically the whole? A. The whole amount.

Q. Did the payments made at Sault Ste. Marie with regard to this \$250,000 wages—were they audited by your office at all? A. The returns of expenditure were submitted, we examined them, they were audited so far as they show evidence of payment to the different individuals, that is all.

Q. Have you any of the vouchers in your office? A. We have the pay lists signed by the different men who received money, that is all.

Q. Have you any pay lists prior to August? A. No, just dealing with the payment of \$250,000.

Q. You could get the pay lists for August, September and October, couldn't you? A. Yes.

Q. They are in your office? A. Yes, they are filed away, we have them all

in good shape so that they can be referred to at any time.

Q. I would like to have them, you can get them in a few minutes? A. Certainly.

Caspar C. Worthington, called and sworn:

By Mr. Matheson:

Q. You were auditor of the Consolidated Soo Co.? A. Yes, sir.

Q. Are you still? A. Well, I am working for the Central Trust Company now in the same capacity as I was—Auditor.

Q. Have you got the pay lists for June and July? A. I have them for August and September.

Q. Who has the pay lists for June and July? A. They are at the Soo, that is to say, all but the general office roll; the general office roll is in the possession of Mr. J. G. Carruth, the Receiver.

Q. Where does he live? A. At Philadelphia. At the time the Consolidated was turned over the books were sent to him at Philadelphia.

Q. They include the pay lists for June and July? A. For June and July. Here are the pay lists for August, September and October, three months up to the 19th October.

Q. Have you a duplicate of these? A. No, sir, these are the originals.

Q. These, Mr. Worthington (pointing to lists) are pay lists of the staff? A. Yes.

Q. Are there any names on that sheet that were not on the June and July lists? A. These last three here.

Q. That is Mr. Elliott, Mr. Irving and Mr. Hamilton, counsel? A. Yes.

Q. They were not on? A. No.

Q. Are there any others? A. Not on that roll.

Mr. Cameron: Q. Is that one firm? A. Yes, in their individual capacity.

By Mr. Matheson:

Q. Are there any others? A. This Earl N. Findlay, I think, was employed in August; he is not on the other rolls.

Q. What is his position? A. He was Assistant Sales Agent.

Q. He was getting \$150 per month? A. Yes.

Q. How much was paid during August, September and October to Mr. C. Shields, President? A. August, \$2,500; September, \$2,500; October, \$1,693.55.

Q. That makes a total of \$6,693.55 paid to Mr. Shields? A. Yes.

Q. At the rate of \$30,000 per year? A. Yes, sir.

Q. How much was paid to Mr. Coyne? A. In August, \$600; in September, \$600; in October \$406.45.

Q. Making a total of \$1,606.45? A. Yes, sir.

Q. At the rate of how much—\$7,200 a year? A. Yes, sir.

Q. Mr. T. E. Donahue, Secretary to the President, how much was he paid? A. \$225.00 in August, \$225.00 in September, and \$153.42 in October.

Q. That would be at the rate of \$2-700 per year? A. Yes, sir.

Q. J. S. Wynn, Assistant Secretary and Comptroller, how much was he paid? A. \$600 in August, \$600 in September, and he was paid \$255.777 in October. There was a board bill deducted, which makes it \$150.68.

Q. What is paid by the Government? A. He was paid in October \$255.77.

Q. Making a total of \$1,455.77 paid by the Government.

Q. That is after deducting a board bill? A. Yes.

Q. At what rate was that per year? A. His rate was \$7,200.

Q. Your own salary, Mr. Worthington? A. I was not paid anything by the Government excepting September. I was paid \$416.67. I was paid nothing in October.

Q. And you were not paid in August either? A. I was not paid anything by the Government in August.

Q. I suppose you were paid by the Company? A. Yes.

Q. At the rate of \$416 per month? A. Yes.

Q. And the only payment made to you by the Government was for September? A. Yes.

Q. Mr. A. S. Chitty, Treasurer, what was paid to him? A. \$250 in August, \$250 in September, and \$169.35 in October.

Q. Making a total of? A. \$669.35.

Q. At what rate per year? A. \$3,000.

Q. Mr. W. H. Powell, purchasing agent? A. He was paid \$250 in August, \$250 in September and \$177.73 in October.

Q. At \$100 per month? A. Yes.

Mr. Lucas: Q. You were General Auditor of all the allied companies at the Soo? A. Yes.

Q. Have you anything here to show or to refresh your mind as to the liabilities of the Algoma Central? A. No, sir.

By Mr. Matheson:

Q. Were you getting the money to pay wages up to the end of July? Was the company earning it at the Soo? A. We were getting receipts in from the sale of pulp, lumber and water and light and street railways.

Q. Well, were these sufficient to pay the expenses? A. Well, along with the subsidy we got from the Government for bounty on steel ingots that we had made, money we had got from the sale of bonds from the International Transit

Company, altogether were sufficient to pay the expenses.

Q. International what? A. International Transit Company, that is the street railway up there.

Q. Between the two Soos? A. Yes, sir.

Q. Were the Philadelphia capitalists behind the enterprise advancing any moneys? A. No, they advanced nothing since the time of the Speyer loan.

Q. When was that? A. That was about January 1st, 1903.

Q. Was the Speyer loan advanced in one sum? A. No, sir.

Q. During what time was it advanced? A. During January, February, March, April and part of May, I guess.

Q. What security was given to them? A. Well, I could not say positively, because I was not familiar with that. It was on an agreement and I have read it.

Q. Was there any—did they advance any money to pay wages? A. I think there was one payment that they made purley for wages.

Q. When was that? A. Either in May or June, I am not positive which.

Q. Might have been July? A. No. I think not so late as that.

Q. But they objected to pay any open accounts? A. What do you mean by open accounts?

Q. Any payments other than salaries or wages? A. Speyer do you mean?

Q. Yes? A. I think that under the agreement this money was loaned for the purpose of paying off the obligations, not for the payment of new ones which might be contracted.

Q. Did anyone object to paying past accounts of Messrs. Hamilton, Irving & Elliott; I don't know whether that is the name of the firm or not? A. Object to paying their accounts?

Q. Their past accounts? A. I don't think there was any objection to paying them or any of the others excepting the lack of funds.

Q. Well, the whole arrangement with that firm was that they were to get \$10 per day, that Mr. Hamilton was to get \$10 per day? A. Well, that was not really for his legal services, he was Assistant Secretary of the company of several companies, and he did a great deal of advising and things of that kind, for which he got the salary of \$1,000 per year.

Q. Up to when? A. I am not sure whether that stopped in June or July, then the arrangement was made that when he was out of the town on legal business he was to get his expenses and \$10 a day.

Q. When was that arrangement made? A. The \$10 a day arrangement

and expenses was made four or five years ago.

Q. Had other members of the firm been paid previously to that, so far as you know? A. No, sir.

By Mr. Lucas:

Q. Can you tell me how much of the Algoma Central Railway has been completed, built, opened for traffic? A. Well, I could tell you approximately, I would not want it to be given as accurate. The main line from the Soo is constructed for about 67 miles or 69 miles, I would not be positive, the Michipicoten Branch to Helen Harbor, 12 miles, the Josephine Branch, from Josephine Junction to Josephine Mine, about 10 miles.

Q. Approximately that is correct? A. Approximately, there may be 3 or 4 miles more. That does not include any of the branches in the Soo, and there must be 35 or 40 miles in the Soo yards, shops, and docks in the Steel Plant.

Q. How long has the line north of the Soo been open for traffic? A. Out from the Soo?

Q. Yes? A. Oh, it has been running—well, they laid, I think, a few rails last summer, but the summer before it was laid almost as far as now.

Q. Completed almost as far as it is now in 1902? A. Yes.

Q. Would the receipts of the Algoma Railway pass through your hands or come under your supervision? A. Yes.

Q. Give me approximately the receipts from the Algoma Central Railway? A. Oh, I could not do that; there are too many.

Q. Any approximate idea? A. No, I could not, it is too big a question.

Q. Perhaps you could do this approximately, because this won't be a very big question, the receipts apart from work done or freight carried for the allied companies or the construction companies? A. I could not give you any figures of that kind, because I did not impress them upon my mind, I had so many figures to deal with.

Q. But you have some idea of the traffic that is not directly connected with the allied companies? A. No, I could not because that is only one of many other things that I have got to attend to.

Q. To give me an accurate statement? A. I could not give you anything near accurate.

Q. Surely, you could give me nearly some idea of the traffic receipts of the company, apart from their own business outside of that connected with the allied companies? A. It varies, of course, when we were doing our logging operations there and construction was going

on the passenger receipts would possibly average \$100 or \$125 per day.

Q. While you were doing what? A. While the construction work was going on, and the contractors' men going backwards and forwards and the woods operations.

Q. From, as you say, the construction gangs that there going backward and forward and the men that were working in the woods for the allied companies? A. Yes, but it was outside of our own company charges.

Q. There was some tourist trade? A. Yes.

Q. To what extent approximately would there be a tourist trade? A. That would not amount to very much.

Q. Not very much? A. Fishing parties.

Q. Earl M. Findlay, Assistant Sales Agent? A. He was paid \$150 in August, \$160 in September, two-thirds of a month. He was laid off about the 20th of September.

Q. What rate was he paid? A. He was paid at the rate of \$1,800 per year.

Q. C. Moore? A. He was paid in August \$416.67, September \$416.67; he was not paid anything by the Government in October.

Q. What is the total? A. \$833.34

Q. What was his employment? A. He attended to real estate, principally to real estate and land titles.

Q. Is he a lawyer? A. No, sir.

Q. He is the real estate agent? A. Yes.

Q. Mr. A. Elliott, counsel, was paid at the rate of? A. \$500 in August, \$500 in September and \$388.71 in October.

Q. Making a total of? A. \$1,338.71.

Q. At the rate of \$6,000 per annum? A. Yes, sir.

Q. J. E. Irving, also counsel? A. Paid at the same rate.

Q. And the same amounts? A. Yes.

Q. Mr. H. C. Hamilton, counsel? A. He was paid \$310.00 in August, \$300 in September, and was not paid anything in October.

Q. That was apparently at the rate of \$10 a day? A. Yes, sir.

Q. Was Mr. Hamilton on the previous pay list at all? A. He had been on the pay rolls at the rate of \$1,000 per annum, or a salary of a thousand a year.

Q. For what time? A. Well, I think he began on that about May, 1903, but I am not sure about that. He was on the rolls, I think, up to about either June or July at that rate.

Q. Elliott, Irving & Hamilton are one firm of lawyers practising at the Soc? A. Yes.

Q. Who instructed you to put them on? A. I did not put them on; I did not make the rolls up.

Q. Did you hear any discussion, Mr. Worthington, as to putting the counsel, the lawyers, on the pay roll? A. No, sir, I did not. I never saw the roll until the time they were paid.

Q. After they were paid? A. When the rolls were being paid I saw them at that time.

Q. Did you have any account against Mr. Shields? A. Yes, sir.

Q. How much? A. \$778.05.

Q. That is, he had overdrawn that amount on the 1st of August? A. Well, it was not overdrafts, it was not all cash.

Q. That much should have been deducted from his pay in the ordinary course? A. Yes, sir.

Q. Was anything said about deducting that? A. Yes, sir.

Q. Who was acting for the Government at the time it was paid? A. Mr. Harcourt.

Q. Did you discuss it with Mr. Harcourt? A. I did.

Q. Did you draw his attention to it? A. Yes.

Q. What did he say? A. I don't think he gave me any answer.

Q. You gave him notice? A. Yes, sir.

Q. Was that the last you heard of it? A. Yes, sir.

Q. And the amount of his salary was paid without regard to that claim the Company had against him? A. Yes, sir.

Q. What was the position of Mr. D. D. Lewis? A. He was General Superintendent to the Steel Company.

Q. What was he paid? A. He was paid for August \$1,000, for September \$1,000, and for October \$645.16.

Q. Making a total of? \$2,645.16.

Q. At the rate of \$12,000 per annum? A. Yes, at the rate of \$12,000 per year.

Q. Who was the Chief Metallurgist? A. E. A. Sjostedt.

Q. How much was he paid? A. In August \$498.50, and in September \$306.45.

Q. Making a total of? A. \$1,303.45.

Q. At the rate of what? A. The rate of \$6,000 a year.

Q. Robt. H. Aiken, he was the Copper Metallurgist, how much was he paid? A. \$245.50 in August, \$249.50 in September, \$153.23 in October.

Q. At the rate of \$3,000 a year? A. At the rate of \$3,000 a year.

Q. Were there any increases in salaries for these months over the previous other than the counsel over July? A. There is an increase in September over August to W. Thomas, the Elec-

trical Engineer from \$175 to \$250, and there was an increase of the Mines Manager, A. D. Wilmott, in September over August from \$250 to \$400. Then there was an increase in August, September and October over July to Mr. Chitty of \$100 per month from \$150 to \$250.

Q. That was made in? A. In August.

Q. What was Mr. Chitty's position? A. Treasurer.

Mr. Smyth: I see Mr. Chitty's last payment was \$200—\$250, \$250, \$169.35 and \$300. A. No, that \$300 was not paid.

By Mr. Matheson:

Q. What was Mr. Shield's original salary? A. \$30,000 per annum.

Q. At what time was he employed by the company? A. 1st of April, 1903.

Q. Was Mr. Shields at the Soo during August and September? A. No, sir.

Q. Where was he? A. In New York and Philadelphia.

Q. What was he doing there? The inference was that he was there endeavoring to effect an organization of the company.

Q. Was he there in July? A. No, sir.

Q. Or June? A. He left the Soo about the 25th or 26th of June, along there.

Q. Mr. Chitty is down there in that return for \$300 in addition to the other amounts named by you? A. I don't think that has been paid.

Q. Could you look it up in your pay lists? A. I have got it, but it was not marked paid.

Mr. Smyth: Q. The return is one supplied by the Government purporting to show the amounts paid to those who have been paid by the Government? A. That was on the roll, but it has not been reported to us as having been paid.

Q. We are only going by what the Government supplies us? A. It has not been reported to us as having been paid.

By Mr. Matheson.

Q. With regard to Mr. Chitty, you have a memo. on your pay sheet here for September "for A. H. Chitty, Treas. 3 mos. May, June and July. at \$100, \$300 additional as per arrangement with C. Shields, Pres."? A. Yes.

Q. You crossed that out because you have no memo. that he was paid by the Government? A. I crossed that out of here in taking these totals into our account because it had not been paid.

Q. This is the return brought down by the Government, these two amounts of \$250, and \$169.35 and \$300 appear on the Government returns as having been paid? A. All that I know of being paid—.

Q. On the Government return Mr. Chitty appears for \$200, twice afterwards for \$169.35 and also for \$300? A.

Not for \$300, as having been paid according to my record.

Q. Not on your record, but on the Government record? and that \$300, according to your pay sheet, if he was paid, was an increase for May, June and July? A. Yes.

Q. At \$100 per month? A. Yes.

Mr. Lucas: Q. You were General Auditor of all the allied companies at the Soo? A. Yes.

Q. Have you anything here to show or to refresh your mind as to the liabilities of the Algoma Central? A. No, sir.

By Mr. Matheson:

Q. Were you getting the money to pay wages up to the end of July? Was the company earning it at the Soo? A. We were getting receipts in from the sale of pulp, lumber and water and light and street railways.

Q. Well, were these sufficient to pay the expenses? A. Well, along with the subsidy we got from the Government for bounty on steel ingots that we had made, money we had got from the sale of bonds from the International Transit Company, altogether were sufficient to pay the expenses.

Q. International what? A. International Transit Company, that is the street railway up there.

Q. Between the two Soos? A. Yes, sir.

Q. Were the Philadelphia capitalists behind the enterprise advancing any moneys? A. No, they advanced nothing since the time of the Speyer loan.

Q. When was that? A. That was about January 1st, 1903.

Q. Was the Speyer loan advanced in one sum? A. No, sir.

Q. During what time was it advanced? A. During January, February, March, April, and part of May, I guess.

Q. What security was given to them? A. Well, I could not say positively, because I was not familiar with that. It was on an agreement and I have read it.

Q. Was there any—did they advance any money to pay wages? A. I think there was one payment that they made purely for wages.

Q. When was that? A. Either in May or June, I am not positive which.

Q. Might have been July? A. No, I think not so late as that.

Q. But they objected to pay any open accounts? A. What do you mean by open accounts?

Q. Any payments other than salaries or wages? A. Speyer do you mean?

Q. Yes? A. I think that under the agreement this money was loaned for the purpose of paying off the obligations, not for the payment of new ones which might be contracted.

Q. Did anyone object to paying past

accounts of Messrs. Hamilton, Irving & Elliott; I don't know whether that is the name of the firm or not? A. Ob-
ject to paying their accounts?

Q. Their past accounts? A. I don't think there was any objection to paying them of any of the others excepting the lack of funds.

Q. Well, the whole arrangement with that firm was that they were to get \$10 per day, that Mr. Hamilton was to get \$10 per day? A. Well, that was not really for his legal services; he was Assistant Secretary of the company of several companies, and he did a great deal of advising and things of that kind, for which he got the salary of \$1,000 per year.

Q. Up to when? A. I am not sure whether that stopped in June or July, then the arrangement was made that when he was out of the town on legal business he was to get his expenses and \$10 a day.

Q. When was that arrangement made? A. The \$10 a day arrangement and expenses was made four or five years ago.

Q. Had other members of the firm been paid previously to that, so far as you know? A. No, sir.

By Mr. Lucas:

Q. Can you tell me how much of the Algoma Central Railway has been completed, built, opened for traffic? A. Well, I could tell you approximately. I would not want it to be given as accurate. The main line from the Soo is constructed for about 67 miles or 69 miles, I would not be positive, the Michipicoten Branch to Helen Harbor, 12 miles, the Josephine Branch, from Josephine Junction to Josephine Mine, about 10 miles.

Q. Approximately that is correct? A. Approximately, there may be 3 or 4 miles more. That does not include any of the branches in the Soo, and there must be 35 or 40 miles in the Soo yards, shops and docks in the Steel Plant.

Q. How long has the line north of the Soo been open for traffic? A. Out from the Soo?

Q. Yes? A. Oh, it has been running—well, they laid, I think, a few rails last summer, but the summer before it was laid almost as far as now.

Q. Completed almost as far as it is now in 1902? A. Yes.

Q. Would the receipts of the Algoma Railway pass through your hands or come under your supervision? A. Yes.

Q. Give me approximately the receipts from the Algoma Central Railway? A. Oh, I could not do that; there are too many.

Q. Any approximate idea? A. No, I could not, it is too big a question.

Q. Perhaps you could do this approximately, because this won't be a very big question, the receipts apart from work done or freight carried for the allied companies or the construction companies? A. I could not give you any figures of that kind, because I did not impress them on my mind, I had so many figures to deal with.

Q. But you have some idea of the traffic that is not directly connected with the allied companies? A. No, I could not because that is only one of many other things that I have got to attend to.

Q. To give me an accurate statement? A. I could not give you anything near accurate.

Q. Surely, you could give me nearly some idea of the traffic receipts of the company, apart from their own business outside of that connected with the allied companies? A. It varies, of course, when we were doing our logging operations there and construction was going on the passenger receipts would possibly average \$100 or \$125 per day.

Q. While you were doing what? A. While the construction work was going on, and the contractors' men going backwards and forwards and the woods operations.

Q. From, as you say, the construction gangs that there going backward and forward and the men that were working in the woods for the allied companies? A. Yes, but it was outside of our own company charges.

Q. There was some tourist trade? A. Yes.

Q. To what extent approximately would there be a tourist trade? A. That would not amount to very much.

Q. Not very much? A. Fishing parties.

Q. Was there any ordinary commercial business that was not connected with the operations of the allied companies? A. Yes, there was some other people, lumbermen, Munro & Co., they took up their supplies in that way. There was an iron mine out there.

Q. Who was in that? A. I think it was Wagner.

Q. To what extent did you get traffic from that iron mine? A. Some supplies.

Q. Some supplies to the men? A. Yes.

Q. Can you give me, Mr. Worthington, some approximate idea to put it on record of the traffic receipts of the Algoma Central for that 67 miles, other than from the allied companies or construction gangs, would it amount to

\$1,000 per month? A. Oh, yes.

Q. More than that? A. I could not give you anything accurate.

Q. You could not say whether it was more than that? A. I would not want to say, that information could be easily got.

Q. Where could it be got? A. Well, if it is applied for, we could furnish it, I do not know that there would be any objections to furnishing it, we could give it you accurately. Mr. Bicknell could furnish that information for you.

Mr. Matheson: I ask that Mr. Bicknell take a seat behind Mr. Worthington, he is nodding to him every now and again.

The witness: If he is nodding to me I did not see him.

Mr. Lucas: Q. Can you not give us rough information? A. I would not like to give you any information which was not afterwards fortified by—

Q. We only want your best judgment on it approximately—the liabilities of the Algoma Central Railway were? A. I could not give you within \$100,000 or \$200,000, whatever I gave you would be a pure guess.

Q. Well, that would be close enough. The Chairman: The witness swears that it would be a pure guess.

Mr. Lucas: Q. You are the auditor? A. Yes.

Q. And if you had your books here you could tell us what the liabilities were to a cent? A. Yes.

Q. And you could very easily tell us who the treasurers are? A. Yes.

Q. And you could very easily have brought these books with you? A. If they had been asked for.

Mr. Lucas: We did ask for them, but they would not allow us to have them.

The Chairman: What was that?

Mr. Lucas: We asked for an order for these things, and you voted it down.

Mr. Smyth: Called it a fishing expedition.

The Chairman: I don't think that is correct, but it does not make any difference. My own opinion is that you have not any right to go into a lot of matters that do not appertain to these accounts. It is no reflection on Mr. Worthington that he did not bring the books. Mr. Worthington brought all the books that he was asked for, and all the books that you have a right to ask for as a Committee.

By Mr. Lucas:

Q. Did any of these pay lists include the wages of men working on the Algoma Central? A. I don't think so.

Q. Was there any construction work going on, on the Algoma Central during 1903? A. Very little.

Q. What about the wages of the men

who were operating trains on the Algoma Central during August and September? A. I think they were paid. Some of them, I think, were paid—there is the August roll for the Algoma Central; it shows what was paid by the Government.

Q. These sheets show wages paid by the Government to Algoma Central Railway employees? A. Yes.

Q. That would include trainmen and those who were employed upon whatever construction work was going on? A. There are all the train men.

Q. These four sheets produced give a list of the train men that were paid? A. Yes, those stamped on the end.

Q. Then these others? A. Steamboats, stevedores on the dock, and roundhouse, hostlers, etc.

Q. Then a very small amount of wages comparatively was paid out by the Government to the men operating the trains? A. That is there.

Q. The balance, amounting I assume to many thousands of dollars, was paid to the different employees of the Algoma Central who were not operating trains? A. The stevedores on the docks, there were quite a large gang of stevedores unloading coal and coke, and handling ore and merchandise.

Q. Are there any men included here doing construction work? A. No, not on this road.

Q. Not on any of these rolls? A. No, we were not doing any construction work.

Q. Who was doing the construction work? A. The contractors were doing it.

Q. Who were they? A. Conmee and Bowman were the contractors and Foley Bros. were sub-contractors.

Q. Conmee and Bowman are creditors on that construction work on the Algoma Central?

The Chairman: That is a question for the Courts. Ask any question about these payments you like.

Mr. Lucas: I asked him if they were creditors.

Q. You say that you were not carrying on the construction works? A. No, sir.

Q. That was Messrs. Conmee and Bowman—have their employees been paid in full? A. I could not tell you.

The Chairman: As a matter of fact, was it not Foley Bros. who were carrying on the work?

Mr. Lucas: Q. You had nothing to do with the employees in connection with the construction of the Algoma Central, nor did you as auditor have anything to do with their wages? A. If they were working for us; that is, if they were in our pay.

Q. But they were not? A. No.

Q. And you dealt simply with Conmee and Bowman, that is, the contractors? A. Yes, sir.

Q. Not with Foley Bros? A. Well, I don't understand your questions.

Q. Well, you didn't? A. It was a mixed up arrangement.

Q. Did you pay any wages for the American Soo, men employed over there? A. No.

By Mr. Matheson:

Q. Did you of your own knowledge know that the men paid were not employed at the American Soo? A. I know of my own knowledge that the men employed at the American Soo have not yet been paid.

Q. Did Mr. Hamilton make any further claim that was not allowed, beyond what was paid him; in the October pay sheet here I see an item which apparently was not passed, "H. C. Hamilton, counsel, salary and disbursements, \$2,841,"—did you see that before? A. I saw it when I got these rolls; that was the first time I saw it.

Q. Did you hear of that claim before? A. It is on the original here.

Q. Yes, it is on your original roll; you saw it at the time your pay sheets were presented for audit? A. The first I saw of them was when they were being paid, when these rolls were being paid; that is the first time I saw any of these office rolls.

Q. Apparently that was not paid? A. No, sir.

Q. Did they give any detailed account; did you see any detailed account of that \$2,841? A. No.

By Mr. Smyth:

Q. Do you know a man by the name of Alex. McIntyre? A. Yes.

Q. What were his duties? A. When he worked for us he was a stone mason.

Q. How long? A. He was working for them, I think, in 1897 steadily until about a year and a half ago, when I think he quit and went into a little sawmill business out on the Algoma Central. Then I think he failed in that and came back and did some work for us in October.

Q. During August and September was he working for the company? A. I don't think so; he might have been.

Q. I see he draws a salary of \$249.50 twice, two months I presume? A. Alexander McIntyre?

Q. A. McIntyre, foreman—he was foreman for what? A. He would have been foreman over the bricklayers and masons.

Q. At \$249 per month, at \$3,000 per year? A. I don't remember what his rate was.

Q. Was Mr. McIntyre previous to the

5A. J.

month of August and September ever on the pay roll? A. Yes.

Q. I mean for last summer, previous to that last summer? A. I could not be sure of it.

Q. Have you any knowledge of the fact that he was a contractor, had an ordinary claim against the company previous to that? A. I think that he was a contractor. I think he had a contract for some of those beehive kilns.

Q. When was McIntyre first placed on this pay roll? A. I could not say that; that roll, I think, is made by Mr. Davis.

Q. I see the party who placed his name on the pay roll was not the party who made up the roll? A. I noticed that. Is not that the Chief Engineer's roll?

Q. Mr. Davis, yes? A. Well, that is his roll.

Q. You are not sure whether he was employed previous to August and September? A. No, sir.

Q. What was he doing for the allied companies in July? A. I think he was building a steel pump to supply water to the town.

Q. You would not say that this payment was not for this contract? A. No, I could not say positive that.

Q. You are aware of the fact that Mr. McIntyre is a very active Liberal, and took a very active part during the election? A. No, I was not aware of that; I know Alexander McIntyre; I have known him for seven years.

Q. But you know that he is a very strong Reformer? A. I know that he is a Liberal, but I don't know how active, because I don't take any active part in politics myself.

Q. It is very suggestive that that \$2,500 is placed on the pay roll?

Mr. MacKay: \$2,500?

Mr. Smyth: A. \$250.

Mr. MacKay: You are handling these naughts very carelessly.

Mr. Reid: Q. I would like to know if there are many settlers along the road. A. I don't think I could answer that.

Q. Because I have not been out on the road more than twice in two years—what is your idea of what the road would be worth? A. I don't think I am competent to give an opinion on that.

Q. I suppose you know the agreement made with the Government? A. You mean—

Q. Between the Government and the capitalists? A. The subsidy?

Q. Yes? A. I read the Act.

Q. Have the company carried out the agreement?

Mr. MacKay: Where are we drifting.

Mr. Reid: I think it is something we would all like to know.

Mr. MacKay: We can read the statutes; we don't want to cumber Public Accounts with this.

Mr. Reid: Q. You have no idea how many settlers have settled along this line? A. No, I have not.

By Mr. Clark:

Q. Would you have much difficulty in looking up and finding out whether a man named J. Lavorato was on the pay rolls of the Lake Superior Power Company; I want to know whether he was paid? A. For what month?

Q. For August and September? A. I will have it turned up.

Q. What is Mr. Dawson's position? A. He is cashier.

Q. What is his salary? A. His salary was \$100 a month, I think.

Q. Who was treasurer? A. A. H. Chitty.

Q. I suppose Mr. Dawson was more like a teller in a bank? A. Well, practically.

Q. What was his business as cashier? A. He received and paid out all the moneys except for wages.

Q. Who certified to McIntyre's account? A. It is certified to there by the Chief Engineer, Mr. Davis; the Chief Engineer, Mr. Davis certified to it.

Q. Whose writing is that putting it on; is that his or somebody else's? A. No, that is—. I don't know whose writing that is.

Q. It is different from the rest of them? A. Yes, sir; it is different from the rest.

Mr. Smyth: Q. Do you know if that was placed on the roll previous to that signature or afterwards? A. I don't.

Q. Do you consider \$250 a month a very high salary for a foreman of a brick gang, a bricklayer? A. Well, they got \$5 per day; I think that is the rate for stone masons.

Q. For foremen? A. No, for masons; foremen would get more, \$5 for eight hours' work.

Q. The whole scale of wages was on a very liberal scale, was it not? A. Well, the masons, bricklayers and others of that kind were paid according to the union scale, and they won't work for less.

Mr. Matheson: Q. How many cars a day did you turn out in these cars shops? A. Five or six.

Q. Flat or box cars? A. Flat cars.

Q. Five or six flat cars a day, the foreman of that department got a pretty liberal salary for that? A. No, I should not think it so, he was more than foreman; he was really the superintendent; the foreman of the car shops, of the working department, would not have got more than \$80 or \$90. You could not get men from the

eastern part of Ontario to go up to the Soo and live for the same rate of pay. The expense of living is 35 per cent greater than it is down here in Toronto.

By Mr. MacKay:

Q. Now, Mr. Worthington, the pay roll shows an unpaid claim made by H. C. Hamilton of \$2,000 in September? A. Yes.

Q. You have already stated that one agreement at all events with reference to paying was that he was to be paid \$10 per day and his travelling expenses? A. Yes.

Q. During August and September was he paid as your pay roll shows within the actual \$10 per day? A. That is all that he was paid.

Q. Then there is nothing paid him for travelling expenses in August and September, where was he, in the Soo, or travelling? A. Travelling.

Q. Travelling for the Company? A. Yes.

Q. Then your pay rolls show that he was paid nothing at all for travelling expenses for August and September, although he was away on the business of the company? A. Yes.

Q. So that without going back any earlier than August and September, there is clearly owing to Hamilton, the lawyer, something, whatever it is, for travelling expenses? A. Yes.

Q. And that agreement to pay him \$10 per day and expenses had extended over quite a number of years? A. Yes.

Q. Then taking the other members of the firm, Mr. Irving, and Mr. Elliott, could you say when their names were first put on the roll? A. In August.

Q. Do you know as a matter of fact that at that time when their names were put on the pay roll, the allied companies were owing the firm a pretty heavy bill, and that they insisted upon monthly payments to cover disbursements—you knew of that claim, did you? A. I had heard of it.

Q. And possibly you know or have heard of the fact that the allied companies still owe the firm a pretty large amount? A. They did owe them quite an amount, I don't know the exact amount that the—

Q. I suppose you know that they insisted upon their names being put upon the pay roll so that they would get monthly payments? A. I don't know anything about that; I didn't know their names were on the pay roll until they were being paid.

Q. It would not be your duty to know that the arrangement was being made? A. No.

Q. Now, you have spoken, Mr. Worthington, of moneys paid by the Govern-

ment—I suppose you mean money paid by the bank? A. I don't know what arrangement was made between the banks and the Government, I am only speaking by the stamp, "Paid by the Ontario Government."

Q. You were not aware that the fact was that the Government had not paid a single dollar, but simply guaranteed the banks? A. No, I don't know what the arrangement was.

Q. You spoke of an account for \$778.85 that the company had against Mr. Shields at the time of this final payment—did you know or hear that he claimed a contra account against the company? A. I am under the impression that Mr. Coyne made some remark of that kind.

Q. Who is Mr. Coyne? A. Assistant to the President.

Q. And he would be the proper party for Mr. Shields to put his contra account into? A. No, he would not have anything to do with that.

Q. He would be the party to discuss it with, to mention it to by Mr. Shields? A. I think Mr. Coyne was present in the bank at the time that we were making the payments for the October wages, and it was there that I spoke to Mr. Harcourt about it.

Q. Was it there that Mr. Coyne said Shields claimed a contra account? A. Well, I cannot be positive, I think he made some remark of that kind, but he said there was going to be no changes or deductions allowed on the road.

Q. You didn't hear the amount of Shields' contra account, and didn't know whether it was more than \$778? A. No.

Q. Where is that list in which Mr. Chitty is down for the \$300 not paid? That is the pay sheet for September, 1903, which shows that Mr. Hamilton claimed \$2,841, and is not yet paid so far as appears, and Mr. Chitty also claimed \$300, and that is not paid—that is correct? A. Yes.

Q. Do you know as a matter of fact that the company admitted the correctness of Mr. Chitty's claim? A. I would.

Q. What is the inference from the pay sheet as to the admission of the Company that these two amounts are due, \$2,841 to Hamilton and \$300 to Chitty—that pay sheet is approved by the proper officers of the company? A. That is a question.

Q. I am asking you what the inference is from looking at the document? A. I say that is a question. I would not say whether that is properly approved or not.

Q. In the answers that you have al-

ready given, Mr. Worthington, with reference to the payment of employees, etc., on the Algoma Central, they would be paid in August, September and October their regular wages, whatever they were? A. Yes, sir.

Q. Is there a single case, Mr. Worthington, in any of the payments that you know of, where anything more was paid to them than was regularly coming to them under their regular wage claims or salaries? A. You mean on the Algoma Central?

Q. Yes? A. None that I know of.

Mr. Lucas: Q. You confine your answer to the Algoma Central? A. I did.

Q. Do you know of anything in connection with the other companies, the same question put by Mr. MacKay? A. There are some of them there that there has never been proper authority that I have received for changes in rate of pay; I have never received anything: there is nothing on the record.

Q. For the increased salaries? A. Yes.

Mr. Lucas: They look a little suspicious.

By Mr. Cameron:

Q. This claim of \$2,841 of Hamilton, you would not be in a position to know about it? A. I would be in a position to say that it does not properly belong on the pay roll; it is not wages.

Q. That would likely be an account paid for expenses? A. Yes, it would be a regular bill and voucher.

Q. And the other cases you speak of, it might be a distinction as to whether they should be on the pay roll or paid as a general account? A. Yes.

Q. It is a matter of bookkeeping? A. Yes.

Q. But as to the correctness, I didn't understand you to say that the amounts were not owing? A. Well, not owing on the pay rolls.

Q. What you say is that, as a matter of strict, accurate bookkeeping, the pay roll should just contain the wages, etc. Hamilton's claim, you say, as a general account, should be under the head of a general account? A. It would not be wages.

Q. But it may be correct? A. The amount may be correct.

Q. And the same with reference to the others? A. May be.

By Mr. Lucas:

Q. I understand you to say that there are increases on the pay list for which you know of no authority? A. There is no authority on record for it.

Q. To show that these men were entitled to these amounts of money? A. That they had been properly authorized, there is nothing on file for it.

Q. Mr. Harcourt, who certified on behalf of the Government all these dif-

ferent accounts, was in the employ of the allied companies up to the time he acted for the Government to certify to the accounts? A. Yes.

Q. What position did he occupy? A. He was superintendent of the immigration bureau and labor bureau and lands department.

Q. At what salary? A. I think he started at \$100 per month.

Q. Are there any names on this pay list that come under your notice of men who were not properly on the pay lists at all, the ordinary charge of padding the pay list? A. Well, the only ones that I know of on there, as I have said, are Irving, Elliott & Hamilton; these have never been on in that way before.

Q. And the increases that you have mentioned in the salaries of some others? A. Yes.

Br. Mr. MacKay:

Q. With reference to Elliott, Irving & Hamilton, you did not know of any special agreement made with them whereby their names were to be put on the roll, or do you? A. I don't know of any special agreement; there must have been some arrangement made to do it.

Q. And the making of that arrangement would not be a part of your business? A. No.

Q. There may be a great many things that you would not be aware of? A. Yes.

Q. And because you did not know it, it does not necessarily mean that they are wrong? A. No, sir.

Mr. Matheson: Q. Who would the arrangement be made with? A. I presume this arrangement has been made with Mr. Coyne.

Mr. Lucas: Q. He is the man who when you told him of the contra accounts said there was to be no deductions from the pay rolls as presented, and Mr. Auditor had better not interfere?

The Chairman: He did not say that.

The Witness: I went on to mark some deductions on the pay rolls, and he said there were to be no deductions.

Q. When did Shields come back from New York? A. About the 22nd, 23rd or 24th of October.

Q. And up to that time Mr. Coyne was in charge? A. Yes.

Mr. Clark: Q. Do you know of any accounts that were certified to and not paid? A. What kind of accounts?

Q. Accounts for wages? A. Oh, yes, some few.

Q. I find in the returns brought down to the House men who are down there, and they have not got their pay—is there any way of arriving at the persons to whom this money was paid, if

it was paid? A. Is that one of those Italians you were speaking about?

Q. Yes, there are two of them? A. If they were paid, the Government must have the receipts, the signatures for them.

Public Accounts Committee,

March 24, 1904.

A. H. Chitty, called and sworn:

By Mr. Matheson:

Q. You were treasurer of the Consolidated Companies, were you not? A. Yes, from May 1st.

Q. May 1st, last? A. 1903.

Q. Are you still acting in that capacity? Not in the subsidiary companies.

Q. Up to what time? A. Up to the 19th day of October.

Q. Who arranged these pay rolls; what amount should be paid? A. Well, the different departments sent in their own bills to the paymaster at the end of each month, certified to by the railway superintendents, which were afterwards approved by the President, or in his absence, his assistant, and the controller.

Q. Who is the controller? A. Mr. James Wynn was controller.

Q. Were the whole of the pay lists put in at first of the general staff as well as the wages? A. Oh, yes.

Q. Anyone object to paying them, did you understand? A. Well, you mean July or the August and September.

Q. In any connection with this payment by the banks did anyone object to the— A. I do not know of anyone objecting to the payments.

Q. Did you know the particulars—did the banks object? A. The banks, no.

Q. Can you positively say that they did not, or that you are not aware? A. Well, I don't know that the banks were interested; the banks were only acting as agents. I understood, for the Government.

Q. Yes, but they wanted to be assured that they would be indemnified, did they not? A. Well, I understood all the time that the payments would be guaranteed by the Government, and that their interests there, ceased.

Q. Yes, provided the payments came within the guarantee of the Government? A. Yes, certainly.

Q. Did they object? A. Not that I am aware of.

Q. Were you there at the time Mr. Ford was paying? A. Yes.

Q. Were you in the office when he was paying? A. No. I was not; I did not take any part in the payments except to certify to certain pay roll re-

ceipts that he was not satisfied with without my signature.

Q. Which were those? A. The charcoal operations, only for one reason though, because they were made out on Lake Superior Power slips, and they were stamped Algoma Commercial Company with a rubber stamp.

Q. Were you aware of Mr. Ford telegraphing to the Attorney-General as to the payment of the salaries? A. No.

Q. Were you aware of any discussion at all between Mr. Ford and the banks? A. No.

Q. Nothing was said in your presence? A. No, not in my presence.

Q. Was there a difference between the pay lists of August and September from those of June and July—were there any increases? A. Yes.

Q. What increases were there? A. My salary was increased, for one, or, rather, it was a matter of adjustment rather than increase.

Q. What was the adjustment? A. Previous to May 1st I had been acting as assistant general auditor; I was then promoted to the office of treasurer; my salary had not been increased, although it was understood it was to be; Mr. Shields, however, was away a great deal in Philadelphia, and the matter had not been taken up; I afterwards, however, took it up with Mr. Coyne, his assistant, who was surprised it had never been adjusted, and he then made the temporary adjustment at \$100 per month.

Q. For what months? A. August and September; May, June and July were left in abeyance until he could communicate with Mr. Shields as to whether it would be allowed or not. I presume he afterwards communicated with him, because he certified to a payment of \$300 for May, June and July.

Q. It was certified by the Government agent? A. No, it was not paid; the assistant to the president certified to it.

Q. To an additional payment to you for May, June and July of \$100 per month? A. Yes.

Q. Which was not paid? A. No, the Government agent objecting.

Q. And he also certified to the increase for August and September which was paid? A. Yes.

Q. Any other increases? A. Yes, I think there was one, A. B. Wilmot, I think, was increased from \$250 to \$400 per month.

Q. What is his business? A. His business was that of mine manager.

Q. What time was the increase put through? A. I cannot say exactly; I think in August an increase was made,

because one of the superintendents was either getting about the same that he was getting, or more. I am not exactly certain without reference to the rolls; that would be another matter that would have to be adjusted, however; if Mr. Shields had not been absent so long, if he had been on the ground before.

Q. Mr. Wilmot, I see, was paid \$399.50, and \$249.50—that would be correct, I suppose? A. He was paid for one month anyway at the rate of \$400 per month? A. I suppose the other month is for the month of October, is it not?

Q. It says two months, that is all it says—I see Mr. Wilmot is down here also for \$257.66, apparently that was the October? A. I should think so, that would account for the odd amount.

Q. In June and July he only got at the rate of \$250? A. I cannot say from memory, but I believe so. There were increases going on all the time, changes all the time.

Q. What about the lawyers—did this payment to Messrs. Irving and Elliott of \$500 per month for two months, making \$2,000, \$500 each for two months—had it anything to do with their putting in an account for \$2,400—was it to pay that account? A. I did not know that Hamilton, Elliott & Irving had put in an account for \$2,400.

Q. It is on the pay sheet—will you take this pay sheet—do you see an item charged to Mr. Hamilton, amounting to \$2,8— A. \$2,840.24.

Q. Do you know about that account, what it was for? A. Yes, I think it was for absence, salary and travelling expenses.

Q. Absence salary? A. When he was absent from the city, and his travelling expenses during the time he was absent.

Q. Salary during the time he was absent and expenses? A. Yes.

Q. Had these payments to Messrs. Irving and Elliott anything to do with any account with them, and were they the means of paying them in any way? A. No, not this special item, there were other accounts rendered in the firm name, for services rendered by Messrs. Elliott and Irving themselves.

Q. Was it to give them some return for this that they were put on at \$500 per month, for two months, Messrs. Elliott and Irving? A. Yes, and to enable them to carry on our business, we had not paid them anything for a long time, and they could not go on, in fact that matter came up before me; I spoke to Mr. Coyne, the assistant to the President, about these items, and told him they were not as usual, and

he explained to me that I think it was Mr. Irving chiefly came to him, and said it was impossible for them to go ahead unless they got some funds, and at that time we were expecting to get relief from Philadelphia, in fact, Mr. Coyne I know had one or two encouraging telegrams from Mr. Shields stating that we would probably get money, and these were put on these pay rolls in order to enable these men to get paid, otherwise they would have been paid by voucher account.

Q. So it was for the purpose of paying these men by money from Philadelphia? A. Yes.

Q. They could not have got it otherwise? A. No.

Q. What time was this? A. As nearly as I could remember it would be about the middle of September.

Q. Might it be in June or July? A. No.

Mr. Lucas: Q. Were you meeting your current accounts in June and July? A. Not in full, no.

By Mr. Matheson:

Q. So the company was running other accounts at that time, were they not, for butchers' meat and supplies and all that sort of thing? A. Oh, yes, lots of it.

Q. Large accounts, \$2,000 and \$3,000 and more? A. Do you men in June and July, or in September?

Q. June and July? A. Oh, yes, they were feeding men in the camps.

Q. And in August and September? A. In August we were buying large quantities of meats and provisions at that time.

Q. And at that time you had not not funds to pay them? A. Excepting for cash.

Q. Excepting for cash? A. Yes.

Q. But you did buy a lot that was not paid for, they owe to-day large accounts of that nature for meats and supplies? A. Oh, yes.

Mr. Smyth: Q. That were contracted for in August and September? A. No, not in September; at that time they were demanding cash, we did not pay them back accounts, we simply let these stand, but the current accounts, they would not furnish supplies unless we paid cash, so we might give them an equivalent on an old account.

By Mr. Matheson:

Q. Wherever you could get credit you took it? A. Certainly.

Q. And I suppose if you could have managed to put these butchers and other people on salaries, you would have tried to do that as well as the lawyers? A. That is a material bill, we did not put any butchers on there.

Q. You put the lawyers on? A. You

pay these to fight your battles generally.

Q. Were you aware that Mr. Shields' account was overdrawn, or that there was an account against him? A. I was only aware that Mr. Worthington at the time the accounts were being paid made objection to paying Mr. Shields.

Q. But you were treasurer? A. Oh, I was out of the employ of the company on October 19th so far as the subsidiary companies were concerned, I did not go to the offices at all after that date.

Q. Are you in Speyer's employ at present? A. No.

Q. Are you in the employ of any company at present in the employ of the receiver? A. No, not in the employ of anyone in connection with the companies.

Q. I understand the works are at present in charge of a receiver, are they not? A. Yes.

By Mr. Hendrie:

Q. Were there instructions received from Philadelphia to pay salaries only? A. No, I don't remember any such instructions coming from Philadelphia, the only thing I know is that at the time we got pressed, when the money for the pay roll, the August pay roll, was not forthcoming, that the situation was getting more intolerable every day so far as the men were concerned, and we were in constant communication with the Philadelphia end enquiring when we could expect relief, and Mr. Coyne told me that he had received one or two encouraging telegrams, and we put the date forward when we expected to get money from that end.

Q. But you were not paying from month to month? A. No.

Q. And you were receiving goods and materials from various sources, were you not? A. Well, towards the finish we were only buying provisions and hay, etc., to feed the men and horses, outside of that we were not buying anything.

Q. Not paying anyone? A. No.

Q. Of course you were receiving large quantities of material from various companies, besides the mere matter of feed? A. Not at the time the works were closed down, we were not.

Q. Not in October? A. I don't think so, I don't remember that specially.

Q. I know of my own knowledge that some accounts, some material was received in October? A. Well, we might possibly; I am not familiar altogether with all the materials received, of course.

Q. Who would know about that? A. The general storekeeper would know

about that, he would have charge of the general unloading, etc.

Q. He is not here, is he? A. No.

Mr. Matheson: Q. Were bills put around town that the men were to be paid on a certain date? A. Notices were put up at the paymaster's door stating that we expected to pay them on certain dates.

Q. Who signed them? A. I think it was signed in typewriting, the signature, "C. Shields, President."

Mr. H. Clark: Q. When did you first learn that the Government had come to the rescue? A. I think it was the beginning of October.

Q. Had you any previous information that such a thing was to be done? A. Not the slightest.

Q. Of course you speak now for yourself personally? A. Yes, I am speaking for myself.

By Mr. Lucas:

Q. Did you understand that the Order-in-Council only instructed payment for wages, payment of wages up to Oct. 1st? A. No, I am not familiar with the Order-in-Council at all. There was scarcely anything in connection with the payment of the wages by the agents of the Government, that was something which was taken up with the Government agents by Mr. Coyne.

Q. But as a matter of your own knowledge, were you not aware that the Order-in-Council authorized payments up to October 1st only? A. In the original instance?

Q. Yes? A. I think that was what it was.

Q. And when did you learn that the wages for the first three weeks in October would be paid also? A. I don't exactly remember; I think the first thing I knew was Mr. Harcourt's arrival in Sault Ste. Marie.

Q. Mr. George A. Harcourt? A. Yes. I had been away from the Soo for a considerable time: I was not around there all the time.

Q. You were paid your October wages? A. Yes.

Q. At what time? A. I think that was in February, was it not; I am not—

Q. Oh, yes, you were on the salary list? A. I was on the salary list.

Q. Were the Company in more or less financial trouble from the time you took charge in April? A. May.

Q. May? A. Yes, we had our troubles.

Q. And more embarrassing as the weeks went by? A. Certainly.

Q. And what I understand you to say is that during all this time you got credit wherever you could? A. Oh, well,

we had receipts, you know; we did not deliberately go out and try to get credit, and get people to furnish us with material without some idea of where they were going to get money from; we had receipts for iron ore, lumber, etc.

Q. And you used these receipts in purchasing such supplies as you paid cash for? A. Yes, and we paid back bills as far as we could.

Q. But I understood you to say you got credit wherever you could get it? A. That was just simply for butchers' bills, etc. There was not very much credit so far as Sault Ste. Marie was concerned around August and September.

Q. You could not get it? A. Not very much.

Mr. Clark: Q. The financial difficulty began about May and continued until the collapse? A. Oh, we had financial difficulties long before May, otherwise we would not have wanted to go into the market and borrow money.

Q. But during this time you were in difficulties you kept on increasing salaries to a large amount? A. Oh, not such very large amounts.

Q. \$250 to \$400 a month in some cases? A. Oh, there were a few increases, there naturally would be, the duties were more difficult in some instances.

By Mr. Matheson:

Q. What other increases were there, Mr. Chitty—you have mentioned your own and Mr. Wilmot's—what others can you recall? A. I cannot recall any others just at the moment.

Q. This is the return sent by the Government to the House—would you read that telegram? A. "Frank Ford, Sault Ste. Marie, Oct. 8, 1903. See no reason for not paying Canadian salaries as well as wages. Possibly Drayton may go up to-morrow. Harcourt may in the meantime look after balancing receipts for the banks (Sgd.) "J. M. Gibson.

Q. Was that telegram brought to your attention at all—do you remember Mr. Ford showing to you at all? A. No, I never saw that telegram.

Q. Was Mr. Harcourt in the employ of the companies at the time that telegram was sent? A. 8th October; I am not positive, I don't know whether Mr. Harcourt did very much for the companies after the end of September; he was around there.

Q. I think his own evidence was that he was in the employ at that time? A. Well, I have not seen his evidence.

Q. He had been in the employ of the Company? A. Oh, yes.

Q. Up to the end of September? A. Yes.

Q. And his position then was to certify for the Government as to what accounts should be paid? A. Oh, I suppose that was a matter of arrangement authorized to act as Government agent, beyond that I don't know anything about it.

By Mr. Lucas:

Q. Were you treasurer at the time the Speyer loan was made to the Consolidated Lake Superior? A. No.

Q. Have you any knowledge as to the terms of that loan? A. In a general way.

Q. The financial troubles in August and September were threatened, foreclosure proceedings by Speyer & Co., in addition to the lack of cash for carrying on the business? A. Well, that would hamper them probably in their reorganization.

Q. Well, what amount was realized, what was the amount of that Speyer loan? A. \$5,050,000.

Q. What amount did the company realize out of that loan? A. I don't know.

Q. Would not your books show that? A. Oh, yes, the books would show it.

Q. And you were in charge of these books? A. These books. I was not in charge of that branch of the books. These were in the controller's office. And if things had straightened out I should certainly have gone over that matter, because it would have been a matter of interest to me, but I never did.

Q. So you state you are unable to say what amount the Consolidated Lake Superior realized out of the mortgage for \$5,050,000—do you know what rate of discount the Speyer Co. charged for the loan? A. I think it was six per cent.

Q. Do you say that definitely? A. I am speaking from memory now; I think it was six per cent, but that was arranged altogether by Mr. Search. I did not take any active part in it at all: it did not come to my knowledge.

Mr. Hendrie: Q. I thought the loan was \$5,500,000? A. No, I think it was \$5,050,000.

Mr. Lucas: Q. Is that the principal of the amount the loan realized? A. That is the principal.

Q. That is bearing interest? A. That is bearing interest.

Q. Do you know when the loan was made? A. I think negotiations were pending in December, 1902, and that we received funds from that source in January, I think, of 1903.

By Mr. Smyth:

Q. Do you know a party by the name of A. D. Maclean? A. Yes.

Q. What was he employed at? A. He would be the owner of a tug, a small one.

Q. I see he is put down here on the pay list as tug captain? A. Yes.

Q. \$250? A. Yes.

Q. That was the agreement between him and the Company? A. No, he did not get \$250 per month; it was a special arrangement made the same time as—. There is another account of the same kind, McIntyre was a man of the same order.

Q. He is down here for \$250 for each month for two months? A. Yes, that was \$250 advance made to him to enable him to pay his men on the tug.

Q. But he is down here as wages? A. Well, wages he distributed to his own men.

Q. Have you vouchers from his own men? A. I have not; we did not employ them.

Q. Did he produce vouchers? A. No, I know they were owed a large amount, a lot more than that.

Q. Is this \$250 per month his wages per month? A. That man's wages?

Q. That man's wages? A. No.

Q. The same would apply to McIntyre? A. Yes.

Q. Did he charge so much per day for the tug? A. Yes.

Q. This \$250 for the month was paid for chartering his tug? A. I don't whether you call it a charter, special arrangement, so much for the tug.

Q. Is it not the usual way to charter a tug? A. You may call it a charter. yes

Q. These wages for \$250? A. It says there it was his wages, but it was not his wages, it was put through for a specific purpose.

Mr. Matheson: Q. What was it? A. To enable the man, who had no money, to pay his men.

Mr. Smyth: Q. And you are not aware whether he paid his men or not? A. No, I am not aware.

Mr. Matheson: Q. Did you certify to the account? A. No, it was authorized by the assistant to the president, Mr. Coyne.

Q. Practically, then, the tug was chartered for \$250 per month, and it was put on the rolls as salary and charged to the Government? A. No, I think it would cost more than that for the tug, I don't think \$250 per month would cover it.

Q. There was not any special arrangement with Maclean then for that tug? A. I don't —

Q. None of the men were on the pay list? A. No.

Q. So it was practically an arrangement to pay Maclean \$250 for the services of his tug and men? A. Not for his tug, but for the payment of his men.

Mr. Smyth: It is put down there plain that he was paid \$250 per month for running a tug.

Mr. MacKay: That was what he said.

Mr. Matheson: It should not have gone on the pay list.

Mr. Smyth: Q. So Alexander Maclean engaged by the company to run one of the company's tugs had \$250 per month? A. No.

Q. You said he had? A. I didn't say so, you misunderstood me entirely.

Mr. H. Clark: Q. Were there any other such cases besides McIntyre and Maclean where special arrangements were made? A. These are the only ones I remember, I don't think there were any more.

Mr. Smyth: Q. How many men had Mr. McIntyre employed on the tug? A. Oh, I don't know, possibly eight or ten.

Q. Was he in the capacity of foreman or contractor? A. In the capacity of contractor in a small way, he had no money though. One of the arrangements of his contract was that he was to be paid immediately after the 1st of the month for the previous month's work to enable him to pay his men, and we had not been able to do it, and he was after us day after day, stating that the situation was getting strained for him, that we had to do something.

Q. Can you tell who wrote that name, Alexander McIntyre, on that pay roll? A. I think I know whose handwriting it is.

Q. Whose do you think it is? A. I think it is the controller's.

Q. Was that put on after Mr. Lewis signed it or after Mr. Davis approved it, or before? A. Oh, it might have been put on after.

Q. You have some knowledge regarding the time checks that were paid, and by whom they were presented for payment, have you not? A. I would not know by whom they were presented, that would be a matter for the paymaster, he would act as my agent.

Q. Do you know how many men were home between the 1st of October and the 19th October to take charge of the works? A. No, that would not come under my—

Q. Would you say it would take between \$15,000 and \$20,000 to pay the men so employed between October 1st

and 19th? A. I think that would be high.

Q. Mr. Harcourt said he paid out between \$15,000 and \$20,000 during that time to men so employed? A. I know nothing about that.

Q. Do you know who hired men to take care of logs? A. When?

Q. After the 1st of October? A. I think by Mr. Hodgson, the lumber superintendent.

Q. Are you aware that there was one Joe Maugan who took an active part in engaging men for the woods? A. No.

Q. Or Brodrey? A. No.

Q. And you would not know how many they would employ? A. No, I have no knowledge of the matter at all.

Mr. Matheson: Q. Did Mr. Coyne send a tug up to Michipicoten two days before the election? A. I don't know.

Q. Did he send out a train to the Helen mine? A. I don't know.

Mr. H. Clark: Q. You stated a short time ago that during your financial troubles you ran bills wherever you could, largely for— A. I said wherever we could get credit we took it.

Q. Largely for provisions, etc.? A. Yes.

Q. Can you recall any other accounts, any other large accounts? A. No, these were the ones that were specially impressed upon any memory because these were the things we had to have to feed the men and horses.

Q. Can you remember an account you had with Mr. Truax? A. We may have had, I don't remember that item specially.

Q. For building supplies? A. We may have, I don't remember.

Mr. Smyth: Q. A few days before the failure, are you aware that the company were negotiating for the purpose of pulpwood, offering to pay at sixty and ninety days? A. What date was that?

Q. Just before the failure? A. No, I don't know of their doing so, that would not come under my notice.

Mr. Clark: Q. Do you know anything about this contra account against Coyne, not Mr. Coyne, Mr. Shields? A. No, I don't know anything about it, there may be one.

Mr. St. John: Q. Have you never seen anything of it on the books of the company? A. Against Mr. Shields?

Q. Yes? A. Mr. Shields got money from time to time to pay travelling expenses, whether it was ever adjusted or not, I don't know.

Q. Did he get money for other purposes than travelling expenses? A. No, I don't think so, I don't know of any items.

Q. Then what do you know of this contra account—you say there may be a contra account? A. He may have had other supplies, he may have had a little work done at the iron works.

Q. He may have had anything, but what did he have? A. I don't know any specific item, he may have had coal, for instance.

Q. But do you know, or has your attention been drawn to the amount of the contra account? A. No.

Mr. Clark: Q. If there was any contra account the usual thing would be to deduct it from the salary. A. Not from the president, not in one instance did we ever deduct anything from Mr. Shields' salary, he always paid his contra account by his own cheque.

Q. Has he paid it? A. I don't know what has happened since he was paid his October wages; he may have paid it. I don't know.

Mr. St. John: Q. Have you any knowledge of the number of men that Hodgson took back in the woods just before the elections? A. No.

Q. Or what they had to do when they went there? A. No, not in the slightest.

By Mr. MacKay:

Q. Speaking of Alexander McIntyre's name on the September pay roll, you say you think it is in the controller's handwriting? A. Yes.

Q. What authority would or could the controller rightly have to put the name on the pay roll? A. The only authority he would have would be that he was the President's representative.

Q. He was the president's representative? A. William Coyne, assistant to the president.

Q. Then McIntyre, you told us, was a small contractor. I think? A. Yes.

Q. Is he the man that the agreement was made with that he was to be paid at the end of each month so that he could pay his men? A. He was to be paid as soon after the first of the month as possible, because he had no money to meet his wages—as soon as the certified estimate of what work had been done had been put in.

Q. Were certified estimates being put in from time to time? A. Yes.

Q. Was there a certified estimate in about this time? A. Yes.

Q. Upon which the payment could be made? A. Yes.

Q. You know that? A. I know that.

Q. Well, I think you told us that at or about this time, and prior to this time you were expecting to get from the Philadelphia people money to pay, all wages? A. Yes, in this way; Mr. Coyne advised me that he had received encouraging telegrams, and that we

might look for money almost at any time.

Q. But at that time. I suppose he was not certain that he would get money to pay general outstanding accounts? A. No, not at that time.

Q. Then the placing of this name upon the pay roll would simply be an expedient way of getting money to pay McIntyre's men's wages? A. Yes.

Q. That was prior to the time of there being any talk at all of the Government stepping in? A. Yes.

Q. How much, or about how much? A. About \$800.

Q. Can you say whether that \$250 for that month would leave to McIntyre anything for himself after his men were paid? A. It would not even pay his men; he would probably exhaust—he told me personally that he had exhausted all his resources to pay them as far as he could.

Q. Then, take the other man in that class—you say the only other man that you know of who was paid for wages in that way was Capt. A. D. Maclean? A. That is the only one I remember; I don't think there are any more.

Q. Capt. A. D. Maclean's name appears on the August pay sheet for \$250? A. Yes.

Q. He was paid in September also? A. I cannot say that, it may have been.

Q. To cut it short—would the placing of Maclean's name on the August and September rolls, would Maclean's name be placed on that roll practically for the same reason and in the same way that McIntyre's was? A. Yes.

Q. In order by that means that an advance might be made to him to allow him to pay his men? A. Yes.

Q. Then something was said about Willmot, his increase in wages? A. Yes, the mines manager.

Q. How long had he been employed by the Company, about how long, a couple of years? A. A couple of years, perhaps longer, I am not quite positive.

Q. What was the increase given to him? A. \$250 to \$400.

Q. When was this made? A. I cannot remember, I think it was in August; I think that was the first month.

Q. Do you know the reason why the increase was made? A. I think he had increased responsibility; at that time he was promoted to be mines manager, or sometime before that, and another reason was that one of his superintendents at that time, before that increase was made, was getting almost as much money as himself.

Q. His superintendent, a man under him? A. Yes, a superintendent of one of the mines.

Q. Of which he was the general head?

A. Yes.

Q. Would that be an increase made in the ordinary business way to a servant of the Company? A. Yes.

Q. You were asked about that increase made to yourself—what position had you before the increase was made? A. I was assistant general auditor.

Q. When was the change made in your position? A. It was made the 1st of May, 1903.

Q. What position did you then get?

A. Treasurer of all the companies.

Q. Would that be a considerable promotion? A. Yes, it would be a great promotion, I considered it.

Q. Then why was not your increase in salary marked on the rolls in June? A. Well, Mr. Shields went away in June, I fully expected that the matter of my salary would have been taken care of without my bringing it to the notice of the company, but Mr. Shields was away for a long time, and I afterward took it up with the assistant, and he was surprised it had not been adjusted, and said he would fix it for August and September, and with regard to May, June and July, he would consult with Mr. Shields, and if he approved of it, I would be allowed for these months.

Q. Did you see Mr. Shields regarding May, June and July? A. No.

Q. How did your name appear on the pay roll as not paid, the Government agent struck it out? A. Yes.

Q. You simply put in your claim on the same basis as you were paid in August and September, but it was not adjusted? A. No.

Mr. Clark: Q. Why was it not paid? A. The Government agent objected, stating that this was—

Mr. MacKay: Q. Speaking of Hamilton, Elliott & Irving's account, the lawyers' account, how did their names come to be put on the pay roll in August? A. They were under great expense for.

Q. I will cut it short—do you know whether they insisted upon payment of money? A. Yes.

Q. And they were put on the pay roll in order that the money might be got for them? A. Yes.

Q. And can you say whether the companies on the 19th October owed the firm, the law firm, anything or not? A. Yes.

Q. Can you say how much? A. No, I cannot.

Q. Can you approximate it? A. I should think possibly \$1,000, that is for the firm.

Mr. Cameron: Q. That is over and above the amount on the pay roll spoken about a while ago? A. Yes.

Mr. MacKay: Q. That is in addition to the claim of \$2,841 put in by Hamilton? A. Yes.

Q. Now, speaking of the account of some \$600 or \$700 that the company claimed to have against Shields—do you know anything of an account equal or greater than that which Shields claimed to have against the company? A. No, I do not know of that account.

Q. That did not come within your department? A. Well, it would have if I had been there, but I was not there after Mr. Shields came back from Philadelphia.

Q. You have spoken of some slight differences in the pay lists in August and September from June and July—would that naturally occur do you say between January from December or February from January in the ordinary course of business? A. Increases?

Q. Yes? A. Yes, all the time, every week, some small, some large.

Q. There was a question came up here yesterday, Mr. Ohitty, as to whether any payments were made without authority—what do you say as to that? A. It could not happen.

Q. It could not happen? A. No, because the paymaster in examining the rolls, if he found any difference in the previous month it would be his duty to report that to me, and I would then take up the matter with the assistant to the president, and ask him for the reason for these things if I had not received from him a notice that such and such a thing had been authorized.

Q. Now, I asked a witness regarding whether these pay rolls were partly certified, I mean whether it is the usual service? A. Yes, that is all we have ever done.

Q. I suppose during your business operations, there might occur at any time an exceptional case where the assistant to Mr. Shields might step in and order a payment and explain matters afterwards? A. Yes, certainly, he would act for the president.

Q. That might occur at any time? A. Yes, in ordinary business way.

Q. Who is your paymaster? A. Thomas Williams.

Q. Just one general question—were there any payments made other than the explanations you have given that you know of? A. Not that I know of, I don't think there are any more.

Q. And do you know of a single case where the transaction looked at all as if a special increase had been made, or a special purpose in getting more out of the Government than the man was entitled to? A. No, not one.

Q. Was there any outside of the explanations you have given, for instance,

with reference to McIntyre, Maclean, etc., and the law firms? A. No.

Q. All that were put on the pay roll were certified by the proper authorities? A. Yes.

Q. Did you examine the pay roll? A. No, the paymaster always examined them. If there was anything out of order—

Q. Did the matters come through your hands? A. These?

Q. Yes? A. No.

Q. Did you check the payments in any way? A. These payments here?

Q. Yes? A. No.

Q. Then on what did you base your statement that there was no increase made? A. Because I would get notice, a memorandum of every increase made.

Q. From whom? A.—From the assistant to the president who signs for the president.

By Mr. Matheson.

Q. I notice a reduction of 50 cents in a great many salaries. I suppose that was surgeon's charge or something like that—for instance, in a salary of \$250 they get \$249.50; I notice it all through the sheets? A. I think that is for accident insurance.

Q. So that an item of \$249.50 put down on this sheet means \$250 salary? A. Oh, yes.

Q. I want to prove Mr. Wilmot's salary again—the last item that is in the return furnished by the Government, the last item there, Mr. Wilmot's salary for August and September, is put down at \$399.50, and the other was \$249.50? A. Yes.

Q. So that apparently the increase from \$250 to \$400 per month was made for September? A. I don't know without seeing the pay roll; I cannot tell you that.

Q. And this return is apparently for the October months—how much is Mr. Wilmot down for there? A. \$257.66; that would look as if it were for the month of October, being an odd amount.

Q. Were any men on the Michigan side paid by the banks? A. No.

Q. Or wages earned on that side? A. No.

Q. You know that? A. Oh, yes, you mean paid by the agents of the Government?

Q. Yes? A. They were excluded.

Q. Did McIntyre or Maclean furnish any statement of the amount owing to their men? A. No, I don't think that they did.

Q. How long have you known McIntyre? A. I have known McIntyre for seven or eight years.

Q. Has he been in the employ of the company for that time? A. Let me see, he has been in the employ of the com-

pany for a long time; it may have been that length of time, I think so.

Q. What was his original employment up to a year ago? A. I think he was a master mason.

Q. How much an hour was he getting, 33 cents, something like that? A. Oh, no, he was getting more than that. I remember him coming to me on one occasion about his wages; he was getting \$5.00 per day then, I think it was, and he was getting less than some of his men.

Q. This is the August pay list; how much did Mr. Wilmot get in August? A. \$249.50

Q. How much did he get in September, this is the September pay list? A. \$399.50.

Q. So that the increase was made between August and September from \$250 to \$400 per month—is that correct, according to these sheets? A. Please repeat the question.

Q. The increase in his salary from \$250 to \$400 per month was made after the end of August, that is, it commenced on the 1st of September? A. Oh, yes.

Q. And for October at what rate per month? A. At the rate of \$400.

Q. And how much did he get for October? A. \$257.66.

Q. The total to Wilmot, then, for these three months is \$906.66? A. Yes, \$906.66.

By Mr. St. John:

Q. You are the general treasurer of these allied companies? A. Not now.

Q. You were then at the time the payments were made, up to the time the Government made these payments, and including that time? A. Including October?

Q. Yes? A. No.

Q. When did you quit the business as treasurer? A. 19th of October.

Q. Then the accounts that all came in for payment were under your supervision as treasurer? A. The accounts, yes, on the pay lists?

Q. Yes? A. All accounts that came in subject to the assistant to the president.

Q. And between you and the assistant to the president, you were familiar with all the details of the payments made? A. Yes

Q. And you and the assistant to the president and the president were conversant with the credits that you were getting from the Canadian creditors during the time that you knew you were insolvent? A. I didn't know that we were insolvent, that is news to me.

Q. When did you learn that the allied companies were in insolvent cir-

circumstances? A. I didn't know that we were ever in insolvent circumstances; we were pressed for funds.

Q. What condition were you in when you called upon the Government for aid? A. I didn't call on the Government for aid.

Q. When your company called on the Government for aid? A. I don't know that they ever did.

Q. You are not aware that the Government aided the Soo enterprises to the extent of \$260,000? A. Yes, I know they assisted to that extent.

Q. You knew you were unable to meet your debts immediately? A. Yes.

Q. And when did you first know that you were unable to meet your debts? A. At the time the first loan was negotiated.

Q. When was that? A. That would be the end of 1902. That was collected in the beginning of 1903.

Q. When did you first know that you were getting goods on credit from Canadian creditors under circumstances that you knew you could not pay? A. I cannot say.

Mr. Conmee: I don't think that is a fair question.

Mr. St. John: That is a very fair question, because he has already stated that they went around and got credit wherever they could, although they knew they hadn't any money to make payments.

The Chairman: No, no, not the last part of it.

Mr. Conmee: I don't know that the witness has said that the Company went around and got credit when the Company could not make the payments.

Mr. St. John: I think I am within my rights, he is not an unintelligent witness.

The Chairman: The only protection that I give the witness is this, that I won't allow any person to make statements that a witness said a certain thing, when I do not think he did say it; I want to make the enquiry as wide as possible, but must hold the investigation down to the accounts connected with the payments by the Government.

By Mr. St. John:

Q. At what time did you commence asking for credits, knowing that you could not pay them unless you got additional money from Philadelphia or elsewhere to meet the payments?

Mr. Conmee: Oh, that is all right, that is a different question.

Witness: I cannot give the date.

Q. About what time? A. Oh, let me see, it might have been about June or July.

Q. Of what year? A. 1903.

Q. About June or July, 1903, you started to get credits, knowing that unless you got further money from Philadelphia or elsewhere you would be unable to meet them, is it correct that you got about \$1,500,000 of these Canadian credits altogether, and part of which are in these pay rolls or pay lists? A. Since when?

Q. Since June or July, 1903? A. No, I don't think we went into debt that much more during that time.

Q. What was the total credit you got in that way under such circumstances, or which part is included in the pay lists? A. This \$260,000.

Q. Yes? A. I can not give definite figures, I should say about \$15,000 or \$20,000, including these pay lists.

Q. The total credits you got, including these pay lists? A. Oh, I cannot say, that is impossible, I cannot answer that question. It is too big.

Q. Over \$1,000,000, was it not? A. Oh, no, that is out of all proportion.

Q. I understand that the reorganization committee state that there was \$1,500,000? A. You asked, did we go ahead and increase our liabilities over a million dollars in July and August, when we knew that we could not pay for them.

Q. I asked you for the amount of credit from the beginning?

Mr. MacKay: I don't think it is any of our business to go into that in that way.

Mr. St. John: Of course it is our business. This company was contracting to do what is tantamount to a fraud upon Canadian creditors.

The Chairman: We are not investigating that here; we are investigating the circumstances surrounding the payment by the Government of these accounts; around that you have the fullest latitude, you have not any right to go into these other accounts.

Mr. MacKay: And he has no right to make a statement for publication as to fraud either.

Mr. St. John: I said tantamount to fraud.

By Mr. Matheson:

Q. Who were the directors during August and September? A. I don't remember them all.

Q. Are they wealthy men? A. I have no means of knowing, I always understood they were wealthy.

Q. Where do they live? A. Mostly in Philadelphia, Philadelphia and New York, I think.

Q. So if they were personally liable, were they worth \$250,000 among them? A. Oh, I don't know, I should think they would be.

By Mr. St. John:

Q. While you were proceeding in getting credits and unable to meet the pay-

ments of these wages and supplies, were you making payments to Conmee and Bowman on their account? A. Conmee and Bowman?

Q. Yes? A. No.

Q. Or Foley Bros? A. No.

Q. You were making no payments? A. No.

Q. Were they pressing for them? A. Not especially.

Q. Well generally? A. Not half as much as a lot of others.

Q. That is not an answer to my question—did they present their statements and press for payments? A. They did not put in statements; it was always put in by the companies' engineer.

Mr. MacKay: I don't like to be objecting all the time, but I don't think that this is in order.

The Chairman: It is simply a fishing expedition to find out something to use in the House which you have not the right to do.

Mr. St. John protested.

The Chairman: We are not going to be frightened, or angry, or anything else, by anything that Mr. St. John may say, I don't think he should have said there was fraud.

Mr. St. John: I didn't say that, I said tantamount to fraud.

The Chairman: Till we get through these accounts we are not going to chase all over the country for rain-bows.

Mr. Lucas: Mr. St. John's question is this: he wanted to know if during the time these wages were being owed, the company was making payments to Mr. Conmee and Mr. Bowman on their railway contracts?

The Chairman: He answered that distinctly.

Mr. Lucas: He said they were not. Then we want to cross-examine him further on that.

Mr. MacKay: These accounts have nothing at all to do with Conmee and Bowman.

Mr. Lucas: I think our duties here are very much wider than to inquire into the exact accurateness of these accounts; we want to know the circumstances under which the Government paid these wages, and for that purpose we want to know whether, while these wages were going into arrears, they were making payments to Conmee and Bowman.

The Chairman: He has answered that.

Mr. Lucas: Well then, we want to cross-examine.

The Chairman: I allowed the question, Did you make any payments to so and so, during the period covered by these accounts, and he said no, and now you want to get away from these

accounts altogether; you say, if you did not then, when did you. You got the information you were after that he did not pay Bowman and Conmee any money while these accounts were outstanding.

Mr. Matheson: We appeal to the Committee from the Chairman's ruling.

The Committee then voted on the Chairman's ruling, and in response to the question, Shall the Chairman's ruling be sustained, voted as follows:—

Yeas: Auld, Bowman, Caldwell, Cameron (Huron), Conmee, James, Little (Norfolk), Michaud, MacKay, Rickard, Taylor, Thompson—Twelve.

Nays: Clark, Eilber, Hendrie, Lucas, Matheson, Reid, Smyth and St. John—Eight.

Mr. St. John: Now, the ruling of the Chair being sustained, can you tell me how many amounts have been padded on these pay lists?

Mr. Conmee: I don't think that question should be put.

By Mr. St. John:

Q. Do you know how many accounts have been padded on that pay list? A. There are no accounts padded there at all that I am aware of.

Q. Are there any accounts on that pay list that do not belong to your pay lists? A. They might have been treated out of the usual way.

Q. No "may" about it—were they treated in the usual way? A. Yes, because there were unusual circumstances.

Q. Give me one of these that were so treated? A. McIntyre.

Q. Who else? A. Maclean.

Q. Who else? A. Hamilton, Elliott & Irving.

Q. Who else? A. Oh, I do not know of any more, unless you bring them to my notice, I don't think.

Q. These were brought to your notice before they were put on the lists? A. No, they were not.

Q. Did you not know of it before they were put on the list? A. No.

Q. When did you first learn that they were added to the lists? A. When I looked through the pay rolls I noticed that some things were out of the ordinary, and I spoke to Mr. Shields, not Mr. Shields, Mr. Coyne, the assistant to the president, why they were put that way.

Q. What did Coyne say? A. He said it was to enable us to make payments to these parties.

Q. For what reason? A. To enable us in the case of McIntyre to pay his men, in the case of Maclean to pay his men, and in the case of Hamilton, Elliott & Irving, to enable them to fight our battles.

Q. And to get some cash that

they were not entitled to on these pay lists? A. Oh, they were entitled to the cash I think.

Q. I am asking you what Coyne said about this, to enable them to fight your battles in future, or to pay for services already rendered? A. Part of it would have been for what they had done already, and part for the future.

Q. When did you have that conversation with Coyne? A. As near as I can remember, about the 15th of September.

Q. Could it not have been later? A. It was about the middle of September, I cannot give any specific dates.

Q. Well, at that time when you were talking to Coyne, were you arranging to put these men on? A. No, I had not arranged to put these men on, but I saw their names on the pay roll, and I asked the reason therefor.

Q. Can you tell me who wrote, who added these accounts on the pay roll? A. I think in the—I don't know that I can swear to this writing, but I am pretty positive.

Q. Who was it? A. The controller.

Q. What is his name? A. J. S. Wynn. These are the only two, McIntyre and Maclean, the others were made out by a clerk in the office in the usual way.

Q. Under whose instructions? A. This roll here would be made up in the usual way, these special items would have been under Mr. Coyne's instructions.

Q. Did Mr. Coyne tell you how they were figuring out the amount to pay these gentlemen, Hamilton, Elliott & Irving? A. No.

Q. What did you pay this firm for their services in the month of July? A. I don't know what we paid them.

Q. Did they have a standing retainer for you? A. Hamilton, Elliott & Irving?

Q. Yes? A. No, but I think Mr. Hamilton got something.

Q. Was the first time you thought you ought to give him a standing retainer for you August and September? A. I don't think so.

Q. You then found out in this conversation that Mr. Coyne had decided to put these men on the pay roll to pay them for services rendered, that is right, isn't it? A. Not altogether for services rendered, but to enable them to continue.

Q. To continue on a certain basis? A. Yes.

Q. Had that firm rendered any bill whatever for August and September at the time? A. I think probably August was rendered, I cannot say about September.

Q. You cannot swear to it? A. No.

Q. No such amount as this account, \$500 per month? A. There would be more than that owing to them.

Q. On a general account? A. General account—what do you mean by general account?

Q. See, there is an account of \$2,800 besides, so you were talking about that? A. No, I was talking about these others.

Q. \$500 to Elliott and \$500 to Irving and \$300 to Hamilton? A. Yes.

Q. How did that strike you when Coyne told you they were putting them on, you as treasurer of these allied companies? A. I thought it was perfectly satisfactory.

Q. You thought it was honest? A. Yes.

Q. Just as honest as getting accounts which you knew you could not pay? A. I thought it was a perfectly honest transaction.

Q. Did you think it was to prevent riot and distress? A. Lawyers have to buy groceries the same as anyone else.

Q. Happy in the house of their friends? A. I don't think any man should work for nothing.

Q. You thought the Government should have paid them? A. I didn't know the Government was going to pay it at that time.

Q. But you thought the other man, the butcher and the grocery man, who supplied hay and feed should work for nothing? A. No, I did not.

Q. Can you give me any other explanation why these names were added to the list irregularly and improperly? A. I don't know that they were added irregularly or improperly, because that would be the only means of paying them, as we expected to get money from Philadelphia to enable us to pay these, and we expected to get relief from Philadelphia for the payment of wages and salaries. Mr. Coyne had received encouraging telegrams that we probably would get money to meet the pay roll; we did not expect to shut down.

Q. You thought it would be proper to make a general raise on everything in sight? A. No, it is not a question of raises, they were just put on—We owe these men now at the present time money.

Q. Did you think that should have been put on the pay roll too? A. Not necessarily.

Q. When was it that you had these general increases of salaries—when was Shields' salary increased to \$30,000? A. Mr. Shields' salary was not increased.

Q. Were the salaries increased in 1903? A. All salaries, general salaries?

Q. Were any salaries increased in 1903? A. Yes.

Q. Whose were? A. Mine, for one.

Q. What others? A. A man named Wilmot.

Q. Coyne another? A. Oh, no, I was trying to think of another man whose name came up yesterday.

Q. Do I understand that these increases of salaries were decided upon at a time when you knew you were in such circumstances that you could not get money to pay for anything without getting more money from Philadelphia or elsewhere? A. The difficulties were all summer—we expected to get money.

Q. So that you increased your salaries on expectation of getting money? A. Oh, no, they did not increase mine on that, they increased mine because I was underpaid, it was a matter of adjustment; I thought when I was promoted to treasurer I was certainly entitled to some extra remuneration.

Mr. H. Clark: Q. You say that 50 cents a month was taken off wage-earners? A. Yes.

Q. For insurance, and it was taken off now when the Government paid the bill? A. Yes.

Q. How much is there in that insurance fund? A. I don't know.

Q. They got no benefit from insurance and will get no benefit from insurance, and yet the 50 cents a month was kept out of the last two payments? A. Why would not they get benefit, not these men here maybe, but there may have been other men who were injured during these months.

Q. There is a large surplus, I understand there is \$30,000 of insurance fund there still.

Mr. Conmee: The men were protected while they were there.

Mr. Clark: I understand all that. A. The company always contributed to the protection, they contributed one-fifth of what the men contributed.

Mr. MacKay: Q. They got the benefit of this fund while in the service of the company, did they? A. Yes.

Q. That is the usual thing, is it not? A. I believe so.

Mr. Smyth: Q. Did I understand you to say that Mr. McIntyre was a contractor? A. A small contractor.

Q. Now, Mr. Worthington in his evidence says he was foreman of a brick gang, the paymaster says he was foreman—which is correct, the pay list or these gentlemen? A. I think I am correct because I came in contact with Mr. McIntyre more than Mr. Worthington did; Mr. McIntyre was in to see me three or four times a day to get money to pay his men.

Q. Then it is incorrect to say he was

the foreman? A. I suppose he was foreman of his own gang.

Q. Can you give the reason why Mr. McIntyre's payment was divided in two, \$250 being placed in August and \$250 in September? A. No, I don't know of any special reason for that.

Q. I suppose it is to make it look like wages?

Mr. Clark: Q. You say the money he got went to pay off his hands? A. Yes.

Q. Then why did not they make it large enough to pay all of them? A. McIntyre told me that he had used up his resources to pay his men, and I suppose approximately that was the amount necessary to pay the balance.

Mr. MacKay: Q. Speaking of these increases of salary, were they all made in the ordinary course of business before it was ever thought that the Government was going to step in? A. Most certainly.

Q. Were any made afterwards? A. Not that I am aware of.

Q. Maclean, this tug captain, was put on the pay list this year—do you recollect whether he was put on the pay list in a similar way the year before? A. No.

Mr. Cameron: Q. These lawyers' salaries, \$500 per month, was that arranged before you had any idea that the Government would ever intervene? A. Oh, it was not known at that time; the only reason it was put here was that we expected to get money from Philadelphia to pay wages.

Q. There was never any idea of putting these men on the pay rolls in order that the Government might pay them? A. No.

Q. Is there a single name on any of these pay rolls that was put there because of the fact that the Government was going to come to the assistance? A. Not that I am aware of.

Q. Is there a dollar? A. I don't think so.

Mr. Conmee: Q. Your industries there were not all earning at that time, they were in course of construction? A. Yes.

Q. The expenses in connection with them were met from time to time by moneys forwarded by the board of directors, and the financing of these organizations, that was how you obtained your funds for payments, generally speaking? A. Generally speaking, yes.

Q. So you expected these finances to continue from time to time? A. Yes.

Q. And it was only when they began to fall off that there was any trouble at all, or any delay in payments? A. Because we were not receiving funds from Philadelphia.

Public Accounts,

March 25th, 1904.

Thomas Williams, called and sworn :

By Mr. Matheson : Q. What was your position at the Soo ? A. I was paymaster.

Q. What was your salary ? A. \$100 per month.

Q. The Consolidated Company included the works on the American side, did it not ? A. Yes, I think so.

Q. The one company owned the works on the American side and on the Canadian side ? A. I understood so.

Q. What works were going on the American side, on the Michigan side ? A. Well, the railway was operating—the street railway.

Q. Anything else ? A. The power house was operating to a small extent, and they were repairing the damage done on the power canal there.

Mr. MacKay : Q. Damage to the canal ? A. Yes.

By Mr. Matheson :

Q. The general staff, Mr. Shields and yourself and Mr. Coyne; the general staff were the same for the American side as for the Canadian side ? A. Well, not altogether; there were quite a number over on the American side that were not on the general staff at all.

Q. But the men on the Canadian side here on the general staff were in control of the works on the Michigan side as well ? A. Oh, yes.

Q. They would include Mr. Shields, Mr. Coyne—did your own work extend to looking after the pay on the American side ? A. Yes, sir.

Q. Who else—had Mr. Lewis anything to do with the works on the American side ? A. E. D. Lewis ?

Q. Yes ? A. Not that I know of.

Q. Did the real estate agent, Mr. Moore, did he look after real estate on the American side ? A. I could not say what his duties were.

Q. Mr. Wynn—his employment extended to looking after men on the American side as well as on the Canadian, did it not ? A. Oh, yes; the American side came under him—he had nothing to do with the men.

Q. Part of his salary was for looking after these men—is that the case ? A. Well, I don't know how that was distributed.

Q. In paying the men when they were paid by the banks for the Government, nothing was deducted for the proportion paid on account of the work on the American side—do you know as paymaster that nothing was deducted ? A. I do not quite catch—.

Q. Was anything deducted from the pay given to the general staff by the banks under the arrangements with the

Government for the period of their work on the American side—were they paid in full ? A. Yes.

Q. Without regard to whether their work was done on the Michigan or Canadian side ? A. Yes, I don't know how that was distributed.

Q. They got their full salaries anyway ? A. Yes, so far as I know.

Q. Were any of these men who were paid by the banks employed by the Michigan Power Company ? A. No, I don't think so.

Q. Have you any pay lists here ? A. No, I have been out of the employment of the company for some time.

Q. You are not in the employ of the company now. A. No, sir.

Q. Where are you living ? A. I have been living at Collingwood the last two or three months.

Q. Are you entirely out of the employ of the Company ? A. Yes, sir.

Q. Were men paid, Mr. Williams, during September and October who were around the Soo, who were employed out of the Soo—you have seen a list of the men paid ? A. I saw the pay rolls.

Q. Were any of these for men who were employed outside of the Soo, at the Soo during the greater part of September and October ? A. All the men that were there were paid.

Q. Whether they were out working or not they were paid for the time they were hanging around the Soo ? A. Oh, I don't think so.

Q. I am told they were; I have not got any names; did you see the men at all; did you check their names ? A. Yes, sir.

Q. You checked their names, but did you actually see the men ? A. Well, I was right there.

Q. To what extent did you check the list ? A. I compared their time checks with the pay rolls, and saw that they were correct.

Q. Were there advances in the August and September and October lists over July ? A. Oh, yes.

Q. Give me the cases that you remember where there were such advances ? A. I have been away so long I could not remember them—the ones we were speaking of here yesterday.

Q. Can you remember some ? A. Yes, I remember the case of Mr. Wilmot.

Q. You heard of him yesterday ? A. Yes.

Q. Any others ? A. I cannot state without the rolls; I have not seen the rolls for four or five months.

Q. Well, this is a copy of part of the roll—would you look through that and see if there are any names there you think were advanced in August whose wages were advanced in August or

September or October over what they were in July? A. This would be entirely from memory.

Q. Yes, we understand that? A. Wilmot was one.

Q. There are several sheets there—just look through them—was P. J. Kennedy advanced? A. No, I think not; this W. O. Thomas, I think, but he does not come in my rolls.

Q. What is his work and what is his salary? A. He is an electrician, he got \$174.50 and \$249.50; I don't think I can say about any more of these.

Q. \$174.50 would mean \$2,100 a year? A. Yes.

Q. And \$250 would be \$3,000 a year? A. Yes.

Q. Any others there? A. I don't remember any others; I had 3,000 or 4,000 men there and I could not remember them all.

Q. Do you know why W. O. Thomas was advanced? A. I understood that he was given the full charge of the street railway, and that that was the reason he was advanced.

Q. Did you prepare the pay rolls from the returns you received—who prepared the pay rolls that were submitted to the Government agent—were they prepared in your office? A. The rolls were made out by the different clerks in the departments and sent into my office.

Q. What system of checking had you of these rolls previous to the 1st September—did you always check them with the previous month, or had you any memoranda sent of increases? A. Yes, they were establishing the system of sending down authorities for all the increases.

Q. And would these be sent in to you? A. They were forwarded to me usually through the treasurer.

Q. Did you get any certificate as to this increase of Thomas? A. I do not remember that one; the general office rolls did not come under me.

Q. Who would certify to the general office rolls? A. They were certified by Mr. Shields, I presume; it was paid direct from the general office.

Q. Was the steel plant running during August and September? A. No, sir.

Q. Closed up, was it? A. They were not making rails.

Q. What were they doing? A. I could not say.

Q. You were not there—were you ever there at all? A. No, I never went over the works.

Q. What time was the steel plant working? A. What time is it working?

Q. Well, when did it cease working—

making rails? A. I think in the fall of 1902.

Q. What else were they making? A. That is all, I think, they were making.

Q. There is a very large pay list here for a steel plant—were the pulp mills going during August and September? A. Yes, the ground mill was.

Q. How many mills are there in connection with the pulp business? A. Two.

Q. What do you call them? A. One is the sulphide mill, and the other is the ground wood mill.

Q. Was the sulphide mill going during August and September? A. I think it was the first part of August.

Q. But not during the latter part of August and September? A. I cannot say positively, I do not think it was, I don't remember.

Q. Were the car works going during August and September? A. I cannot remember when these things did shut down; I think they were running in August, and possibly in September.

Q. Pretty sure they were not running in September? A. I said possibly in September.

Q. Where would the return of the number of cars built be—would it be sent to your office? A. The general auditor I presume.

Q. Who would give the order for cars? A. I don't know; that did not come in my department at all.

By Mr. H. Clark:

Q. How many subsidiary companies are there in the company—seven or eight? A. There are more than that.

Q. How many are there? A. I really could not say. I resigned thirteen times, so there were at least thirteen.

Q. The holding company is what you call the Lake Superior Consolidated Company? A. The Consolidated Lake Superior Company, yes.

Q. How many of these did you say were not working during August and September? A. I did not say.

Q. How many are you sure were not working during August and September?—you were not sure about the car works? A. We would have to take them up individually, I suppose, to find out; the car works was not a subsidiary company, it was operated by the Algoma Commercial Company.

Q. For instance, the pulp mills—they were not running in August and September? A. I answered that before; I think that they were working.

Mr. Matheson: Q. Which pulp mill did you say was working part of August? A. I said I thought they were both working part of August, and the ground wood mill was running in September, I think.

By Mr. Smyth :

Q. Do you know Mr. O'Brien, the hotel-keeper in Sault Ste. Marie? A. Yes.

Q. Do you know the number of time checks that he presented for payment and was paid? A. Oh, no, I could not say the number.

Q. You know that he had an assignment from the men of a great number of time checks? A. He had a number.

Q. How many, approximately? A. Oh, I could not say.

Q. Were they paid in full, these time checks—the full face of the time check? A. I could not say; the records will show.

Q. Surely you could say, you could tell us that? A. I did not pay any of these, the banks were doing the paying.

Q. Well, you know whether they were paid or not—well, you cannot tell us whether William Boyd, the other hotel-keeper's time checks were paid in full or not, and the other parties who had assignments of time checks? A. I could not say off-hand.

Q. Do you know this Alexander McIntyre? A. Yes, sir.

Q. He was on the pay roll for \$250 per month? A. Yes.

Q. What were his duties in connection with that road? A. I understand that was for contract work to pay his men.

Q. Do you know what his duties were—was he a foreman, contractor, or what was he employed at, or doing? A. Well, I understood it was to pay the men.

Q. Well, that is not answering the question—Mr. Worthington says he was foreman of a brick gang—is that correct? A. He was foreman at one time for the company.

Q. Well, this is the statement as handed in by the Government—the returns of the pay list as handed in by the Government state that this man McIntyre was foreman of something—is that correct or is it not correct? A. I am not in a position to say—I said I understood it was for paying his men.

Q. I asked you whether he was a contractor or just simply a foreman of a gang—surely you can tell me, as paymaster, whether he was one or the other? A. My duties were to pay the rolls when they were properly certified.

Q. Did you pay the bill as a foreman or as a contractor? A. It was immaterial—I simply certified to the time checks.

Q. Did you certify to the time check as foreman or contractor? A. I did it whichever way it was on the roll.

Mr. Hugh Clark: Q. Can you remem-

ber whether he was down as foreman or contractor? A. No, I cannot remember.

Mr. S. Clarke: He was paying 3,000 to 4,000 men.

By Mr. Matheson: Q. There is the August list—how much does W. O. Thomas, electrical engineer, get for August on the pay sheet? A. \$174.50.

Q. The total would be? A. \$175.

Q. The 50 cents is deducted for insurance? A. Yes.

Q. How much does he get for September? A. \$249.50.

Q. The gross amount being \$250? A. Yes.

Q. Why did you say that that increase was made? A. I do not know definitely, but I understood that he took over full charge of the street railway, whereas he did not have it before.

Q. Was it made between August and September? A. Yes.

Q. Were the charcoal works going during August or September, do you remember? A. No, I do not know whether they were operating or not—I cannot remember.

Q. Do you think they were—what is your impression, you were up there? A. There were charcoal wood operations, they were operating the wood department.

Q. These are the sheets of the steel plant? A. Yes.

Q. How many sheets are there on the pay list for the steel plant—15 sheets, that would be about 450 men for the steel men, between 400 and 450 men? A. The rolls are there, the names are all on them. I would not like to state unless I might go over it.

Q. Are these not receipts for the steel department? A. (Pointing to sheet) Yes, that means where the operation was taking place.

Q. Well, there are fifteen sheets, about thirty names in each? How many are there on these rolls? A. There are about 300.

Q. What wages did they get—some of them pretty high—some of them got as much as \$130 per month? A. That amount was paid, \$3.50 per day.

Q. I wish you would just take a piece of paper and add up all the totals here for these steel plants—how much was paid during August according to that? A. \$17,888.

Q. How much during September? A. \$11,678.

Q. And during the time for which these men were paid, the steel plant was not making rails or working as a steel plant? A. That is correct.

By Mr. MacKay:

Q. In the first place, Mr. Williams, as paymaster would it be your duty, or would you have any opportunity of knowing just exactly who was or what department of the business was working or not—was that your business? A. No, it would not be my business.

Q. As paymaster a certain pay roll would come in to you, certified by the proper officer of the department and other certificates? A. Yes, sir.

Q. It would not be your duty to go around and inquire whether the men were actually working or not? A. No, sir, that did not come under me, the superintendent—

Q. As a matter of knowledge, have you the opportunity of knowing just exactly who was working and who was not working? A. No, just from seeing them about.

Q. Can you state accurately, then what particular parts of any works were not going? A. No, I cannot state positively.

Q. Taking, for example, that steel plant, didn't you know that the retort works were in operation in August and September—what do you say? A. I did not catch that.

Q. The retort plant—is that part of the steel works that you have been speaking of? A. I do not really understand it.

Q. You don't understand what? A. I don't understand the operation of the steel plant.

Q. I am told that is a part of the steel plant, and that it was going—do you know if it is a part of the steel plant? A. No, I cannot say.

Q. Then, so far as you know, part of the steel plants may have been in operation during August and September? A. Yes, I only said they were not making rails.

Q. But making rails is only a part of the work of the whole steel plant, is it not? A. Yes.

Q. I understand that when they were running full force, in the steel plant, there were upwards of 900 men working? A. Yes.

Q. And now you tell me as these sheets show that there were apparently about how many working? A. 300.

Q. So that 600 were laid off as shown by the sheets? A. Yes.

Q. In the list that you added up for Col. Matheson, you say that \$17,888 was paid in August, and \$11,678 in September—you observed that a good deal of that was paid by the company itself? A. That was the gross amount of the pay roll.

Q. But part of that was paid by the company and not by the banks for the Government? A. Yes.

Q. That appears by the pay roll? A. Yes, there were other deductions too.

Q. What other deductions were there? A. These estimates made up here are simply the gross amount, there are deductions for men that have been paid for stores, etc., which would reduce the amount.

Q. These two figures, \$17,888 and \$11,678, include men that were paid by the companies themselves, that the amount paid by the banks did not include advances for stores, etc., all of which would have to be deducted to get at the correct amount that the bank paid? A. Yes, sir.

Q. You do not know just what percentage that would be of these two amounts without going into a calculation? A. Oh, no.

Q. Now, you were speaking of W. O. Thomas—he apparently got an increase for September—do you know that he was offered a better salary than he was getting, and that he was about to leave if he did not get the increase? A. He told me that himself personally.

Q. Just on that point—how long have you been in the employ of the company, Mr. Williams? A. Something over three years, three years and two or three months.

Q. You have been in the employ of the company three years—and as paymaster of course would have under your notice every monthly roll? A. Yes, sir.

Q. Was there ever a monthly roll in the whole three years where there were not increases made in the ordinary business way? A. No.

Q. Then the increases that Col. Matheson has spoken of, were they just as much ordinary increases as you would observe in the working of the company for the past three years? A. Yes, sir.

Q. Now, there were no American laborers paid—I mean a laboring man on the American side that you know of? A. No, not that I know of.

Q. And in addition to that, there were officials who had charge of the work on the Michigan side that were not paid in these rolls, I suppose? A. I don't think they were on the rolls that are here.

Q. Don't you understand my question—there were what you would call officials in charge of the Michigan works, that is in addition to the laboring men, whose names did not appear on these rolls that we are considering as paid by the banks? A. Do not appear, oh, yes.

Q. That is, the bank acting on the Government's guarantee did not pay either the laboring men on the Michigan side, or the officials that had

charge of them on the Michigan side? A. No, the banks did not pay them.

Q. And there were paid a few general officials, such as Shields and a few others, who of course had control of the whole works? A. Yes, sir.

Q. It would not be practicable to deduct from their whole salaries any little percentage that would fit in with the proportion that the American works bore to the Canadian—that would not be very practicable, would it? A. No. I think not.

Q. You were asked if men were paid for lounging around the Soo and not working—did you pay a single man whose time was not properly certified by the proper officer as working the amount of time that he was paid for? A. No, sir.

Q. Then just at this point perhaps Mr. Williams, you will tell us shortly what certificates you paid? A. Well, there was a form of receipt that we used.

Q. Who did the first certifying? A. They were made out by the timekeeper.

Q. The timekeeper certified to the time, the kind of work, and his rate of wages? A. Yes, he certified to the time, these rolls were again certified by the superintendent or the assistant superintendent, in some cases, both.

Q. There was first the certificate of the timekeeper that the man had worked a certain time? A. Yes.

Q. That would include the rate of wages? A. Yes.

Q. Then the head of the department certified? A. Yes.

Q. Or the assistant superintendent? A. Yes, that is correct.

Q. And then what else? A. Of course there were a great number of kinds of time checks used on account of the riot and one thing and another. They did not have time to make out the ordinary time checks, and a lot of them had letters for their September money, and time checks showing that they appeared on the pay roll at such and such a place for so much and were paid.

Q. You took that time check and what did you do with it by way of comparing it with the roll? A. I turned up the roll in each case.

Q. Well? A. And saw that the amount was correct and took off any deductions that were not taken off.

Q. You took the pay roll and took the time check, and if there were deductions on the back of the time check, you deducted them? A. Yes.

Q. And if there were deductions afterwards, you deducted them? A. Yes.

Q. So you got at the exact amount coming to the man on the time check

and then certified to that, did you? A. Yes.

Q. And then that went to the Government agent? A. Yes.

Q. And when he had examined it, he authenticated it by signing his name or initials? A. I think Mr. Harcourt stamped them, the other men didn't.

Q. In addition to that every man had to be identified as the proper man when he came forward with his check? A. Yes, sir.

Q. Could you have done anything more—what more could you have done by way of checking the accuracy of the accounts paid? A. I did everything I thought possible because I thought I would have to straighten it up afterwards, and I wanted to have everything exact.

Q. You were asked something about Mr. McIntyre, whether you paid him as this or that—I suppose you paid the man for what he appears on the pay roll? A. Yes, sir.

Q. Do you know why Mr. McIntyre and Maclean's names appeared on the pay roll? A. I understood that they were to pay their men's wages.

Q. To pay the wages of their men? A. Yes.

Q. And therefore they were put on the monthly roll in order that the advances could be made to them? A. Yes, sir.

Q. Maclean was a tug captain? A. Yes, sir.

Q. I suppose you knew that if his men were not paid, if he went over to the Michigan side, his tug could be tied up for a dollar? A. Yes, sir.

Q. And it could be tied up on the Canadian side? A. Yes.

Q. Do you know as paymaster that these men were pressing for wages? A. No. I would not know that.

Q. You would not be the official that would have knowledge of that? A. No. I did not deal with them.

Q. I think you have told us already that the charcoal wood department at all events was operating, and you are not sure about the rest? A. Yes, sir.

Q. Now, take Maclean, this Capt. Maclean whose name appears on the pay roll in 1903—don't you recollect that he appeared on the pay roll under exactly similar circumstances in 1902 in order that he might get money to pay his men? A. I remember there was a tug on in the same way.

Q. What do you say to that? A. I remember there was a tug on, some tug or tug man put on under the same circumstances.

Q. In 1902? A. I understood under the same circumstances.

Q. And there is not any rule up there, written or unwritten, that sailor lads

should not be paid and others should be, at the Soo? A. Not that I know of.

Mr. H. Clarke: There is a rule that lawyers and not butchers, should be paid.

Q. Take Elliott, Irving and Hamilton, the three lawyers—do you know anything about the reason why their names were put on the pay roll, or don't you? A. Of my own knowledge I don't know anything about that pay roll, I had never paid it before.

Q. Something was asked you about one or two hotelkeepers, O'Brien and some other name, I forget, as to how many of these time checks had been assigned to them and presented to them for payment, you said you could not tell? A. Oh, no, we were paying them for quite a number of days.

Q. But the time checks are here? A. Yes.

Q. They are also available? A. Yes.

Q. It is only a matter of counting up the time checks? A. Oh, yes.

By Mr. Smyth:

Q. Just one question—what date was McIntyre paid, do you know? A. McIntyre?

Q. Yes? A. No, I cannot remember the date.

Q. Was he paid in two payments? A. No, it was in two rolls, but both were paid at once.

Q. When was it put on the roll? A. Oh, I don't know.

Q. Was the August pay put in August on the August roll? A. Well, the pay roll for August would be made out in September, the September pay roll in October.

Q. Was the August pay put on in September? A. I could not say as to when it was put on.

Q. What would be the reason for splitting \$500 up into two \$250 payments, making it appear as if \$250 was paid as wages for August and \$250 for September? A. I don't know.

Q. You could not tell the reason for it? A. No, I did not make out the pay roll.

Mr. MacKay: Q. Supposing the officials at the Soo had been given to expect that the Philadelphia directors would pay all wages to the end of June accounts, would that be a reason? A. Yes.

Mr. H. Clark: How many would be employed in the retort? A. The rolls are there, if you would take in the wood and cutting and all that, it was quite a large question; I could not say off hand.

Mr. MacKay: Q. The pay rolls show what they were doing? A. Yes.

Q. And in addition to the retort and there was construction work going on

and repairs, etc., to the steel plant? A. I don't know of my own knowledge, at least I did not go up there very often; I understand that there was, there must have been.

Mr. P. H. B. Dawson, called and sworn:

By Mr. Matheson:

Q. What was your position at the Soo? A. I was cashier.

Q. What was your salary? A. \$100 per month.

Q. What did you do in connection with the pay lists? A. I had nothing to do with the pay lists.

Q. What was your work generally? A. I had charge of the receipts and disbursements of the Company.

Q. The Consolidated Company? A. Yes, went over authenticated details of the pay rolls.

Q. Who would you pay the money to? A. I paid the money to the credit of the paymaster in his bank account.

Q. Of each department? A. No, sir.

Q. In one sum? A. In one sum.

Q. What were the receipts of the Company during August, apart from money received from Philadelphia? A. I really cannot say.

Q. Can you give me an idea? A. No, it would be a misleading guess.

Q. But you can give an idea within \$10,000 or \$20,000 cannot you? I am afraid not.

Q. Surely you could give it to me? A. I really cannot say; we had so many; we had some large receipts about that time, July, August and early in September; I cannot remember each month the receipts came in.

Q. How much a month would the receipts be about that time—I mean apart from loans—receipts from the earnings I mean—I don't want to tie you down particularly, July or August? A. The months vary, you see, sometimes we would make large shipments.

Q. Of what? A. Of lumber or chemicals, or pulp—the receipts varied a great deal.

Q. Well, you have an idea what they were during the last three months, July, August and September—I suppose the company was trying to get in all the money it could? A. Yes, but I think my answer would be too misleading.

Q. Well, give me an idea what you think, as near as you can—I don't want to tie you down? A. Well, I would say it is nothing more than a guess, about \$75,000 a month, it might have been more.

Q. Do you think it was as much as that in August or September—how much do you think they were in September, that is the last month the works were supposed to be running at all I

suppose? A. I really cannot say, we received considerable money from pulp sales, some from lumber sales in September, previous sales; we made a few shipments in September.

Q. Of course, probably some of the receipts of that month were, as you say, the results of previous sales? A. Yes, the majority of them would be.

Q. What were the regular receipts from the earnings of the railway? A. They varied a great deal, too.

Q. How much in cash would they be, per month? A. The Algoma Central?

Q. Yes? A. I really cannot say.

Q. Were there any cash receipts? A. Yes, sir.

Q. How much? A. I cannot say.

Q. About how much? A. Were it not for the evidence I heard from Mr. Worthington I could not reply to your question at all.

Q. But Mr. Worthington did not make a statement as to that amount, I don't think—what is your recollection of what he said? A. I think he remembered he gave an estimate of possibly \$100 a day at certain seasons in cash from passengers.

Q. What seasons would those be? A. Well, when the lumber operations were running in the fall.

The Chairman: Q. But you really do not know yourself? A. No, sir, I do not know myself.

By Mr. Matheson:

Q. Would not these railway receipts go into your hands? A. They would come in from the agents in sealed envelopes, that is the only details I would have, practically no details.

Q. Who would these receipts be from? A. From the agents.

Q. Agents of the railway? A. Yes, sir.

Q. What stations had they? A. Sault Ste. Marie, a number of stations on the main line, small stations on the main line at various points.

Q. Was there a regular passenger train service on the branch running out from the Soo? A. Yes.

Q. How far did it go, regular trains? A. The regular trains I believe ran out about, I am not quite sure how far, 47 miles at least.

Q. Would there be a train every day? A. Yes.

Q. Is it running now? A. Yes.

Q. Passenger trains running? A. Yes.

Q. Every day? A. No.

Q. Occasionally, not any fixed time I suppose? A. Yes, sir, they are running at fixed time.

Q. So many days a week? A. Three days a week.

Q. How many miles of the road are completed from the Soo north? A. I cannot say.

Q. Were you ever out on it? A. Yes, sir, I was out on it once.

Q. How far did you go? A. I went 47 miles.

Q. That is the farthest station from which you got receipts? A. That was two years ago.

Q. What is the distance of the farthest station on the line from the Soo north that you got receipts from? A. I forget the name of the furthest station.

Q. How many stations are really built north of the Soo—any besides Moody River? A. Yes, sir.

Q. What is it? A. It is called Searchmont.

Q. Was there a station built at the 47 mile point? A. There was not one built when I was there, but I believe there is now.

Q. How would collections by the conductor from the train come in to you, from the station agents, or direct? A. They came in direct.

Q. What proportion of this \$100 per day would come that way? A. Oh, I cannot say, a very small proportion.

Q. In counting this \$100 per day, do you include all the railway lines of the company? A. No, just the main line.

Q. Which do you call the main line? A. The Soo line.

Q. Did you include the Michipicoten end of it? A. No, sir, I don't.

Q. Was there any cash receipts from there? A. Yes, sir, there were.

Q. Anything large? A. No, they were small.

Q. Any from the road running west from Sudbury—was not that one of the roads? A. Yes, sir.

Q. How long is it? A. I really do not know how long.

Q. What cash receipts would come from there? A. Passenger receipts, I am not referring to passenger receipts alone, not for freight?

Q. Well, there is no freight I suppose to speak of except from the contractors on the main line north? A. Well, there was some outside contractors as well as our own, some outside parties.

Q. The chief business of the railroad is to bring lumber down for the company's own service? A. That was a considerable portion of the business.

Q. Well, you don't know whether the road is built any more than 47 miles north of the Soo, as regards that end of it, do you? A. Very incidental information, I am aware that it is.

Q. Do you think it completed for the running of railway traffic? A. I really cannot say.

Q. Have you been up in Michipicoten? A. No, sir, I have not.

Q. Were you ever at Sudbury, except going through? A. No, sir.

Q. What receipts did you get from the steamship line during August and September? A. I cannot give you the amounts.

Q. Did you get as much as you paid out? A. I believe the line made money last year.

Q. How much? A. I cannot say, it was not in my department.

Q. Would not you as cashier have some idea of the receipts and payments? A. No, sir, the receipts of the steamship line did not come to me.

Q. Who would? A. The receipts were not handed to me.

Q. Who did they come to? A. They were handled by the superintendent of the steamship line.

Q. Would he pay the wages out of them—would the wages paid on the steamship line come from your office? A. No, sir, except in a general way.

Q. How would they be paid? A. By the paymaster I believe.

Q. The paymaster does not handle any receipts, he simply handles the payments I suppose? A. Yes.

Q. Well, where would he get the money to pay them, if he did not get it from you? A. I would deposit a lump amount in his bank account from time to time.

Q. Well, where would the receipts of the line go? A. Of the steamship lines?

Q. Of the steamship line—surely as cashier of the company you can give a straight answer? A. We received some of the receipts through my office. The captains would pay their own bills.

Q. He would give you an account of his receipts and disbursements and turn over the balance? A. Yes, that was the fact as near as I remember it.

Q. Where did this line run, what was its business, was it a passenger line or a freight line? A. Both.

Q. How many vessels were there in it? A. From memory I understood there were 18 at one time, are now I believe.

Q. How many now as far as you know? A. I really cannot say, it is only a guess.

Q. Where did the boats run? A. The regular passenger line ran to Toledo last summer.

Q. How many boats were on it? A. I think two ran to Toledo.

Q. Were they running in August and September? A. I believe they were.

Q. How many trips did they make? A. I cannot say.

Q. Where did the other lines go, the other boats? A. The other boats were freight boats. Well, one passenger boat went up to Michipicoten from the Soo.

Q. Any freight boats go up that way? A. Yes, sir.

Q. How many boats were employed up that way? A. I cannot say.

Q. I suppose their business is simply to carry coal? A. Ore and grain, and some coal.

Q. Did you say grain? A. I believe so, I am not sure, I cannot say positively.

Q. And then I suppose any passenger business outside of the company's workmen would be miners and people like that—did they go up occasionally? A. Up to Michipicoten?

Q. Yes, outside of the company's employ was there any business of that sort? A. Oh, yes, I believe so.

Q. Did the receipts from that line come to your office? A. No, sir, they were handled in the same way by the purser.

Q. Well, where would the surplus, if there was any surplus, for the running of any line go? A. That would come to my office.

Q. As a matter of fact, you did not get any surplus? A. Oh, yes, we got some amounts from the pursers of the boats.

Q. Have you any idea how much in August and September? A. I cannot say.

Q. Get \$1,000 altogether during these two months? A. I cannot say, I would rather not say.

Q. I understood you to say you had not been at Michipicoten? A. No, sir.

Q. Were you ever on the line of the Manitoulin & North Shore Company? A. No, sir.

Q. Where does it run? A. From Sudbury north.

Q. Or west? A. I believe it is north, west possibly.

Q. What would the expenses of the railway be? A. I cannot say, sir.

Q. Would the amount be \$100 a day on the main line? A. I would naturally say so.

Q. Naturally, the engineers, superintendent, and all that, usual running expenses would be \$100 a day? A. Oh, yes.

Q. A good deal more? A. I do not know.

Mr. MacKay: Q. We know, Mr. Matheson, what you want, but this man does not know.

Mr. Matheson: I want to know whether the Company was running at a dead loss during August and September.

Mr. MacKay: Ask him something about the accounts named; we have been digressing too long.

By Mr. Matheson:

Q. In connection with the payments for August and September, what had

you to do with them, what was your work? A. Nothing at all, July, August and September, except to supply the paymaster a certain amount of money, which he disbursed himself in paying certain ones on the rolls, who were discharged from the service.

Q. How much money was in hand on the 31st October—in your charge, in your hands at the end of September, I mean? A. I really cannot say.

Q. You were cashier, give me an idea of the amount—was there any beyond enough to pay petty cash—had you any money—was the bank overdrawn? A. No, sir, it was not.

Q. What bank did the business of the Company? A. Three or four banks.

Q. Which banks? A. The Imperial, the Traders, the First National on the Michigan side.

Q. Had you any receipts from the Michigan side? A. Yes, sir.

Q. Did they come into your office? A. Yes.

Q. What would they be from? A. They would be from the street railway.

Q. I believe the powerhouse over there is not running at all, they did not use it at all? A. Yes, sir, they did.

Q. What for? A. Do you mean now or then?

Q. Then. A. I believe they supplied power to the street railway.

Q. Is any power—were there any receipts for power sold beyond what was given the subsidiary companies? A. Yes, sir, on which side?

Q. On the Canadian side? A. Yes, sir.

Q. Who were the principal users—did the town get light? A. Yes, sir.

Q. Is that a company—oh, yes, there is a water and light company? A. Yes, sir.

Q. That runs this? A. Yes, sir.

Q. It is not a corporation business? A. Oh, no.

Q. Well, that is not outside the company—then what other power did you say? A. We sold the town the light—we got paid for it by the town.

Q. Sold it to your own company? A. No, sir, sold it to the town.

Q. You sold the light to the town, you did not sell the power: this subsidiary company furnished the light to the town? A. Yes, sir.

By Mr. H. Clarke:

Q. How often were the men paid up there? A. Monthly, yes.

Q. How much was the monthly pay roll? A. I cannot say.

Q. Say, last January? A. I cannot say.

Mr. Clarke, to Mr. Thomas Williams:

Q. What was it in 1903? A. Something over \$200,000.

Q. How does that compare with the August accounts? A. August would

likely be a little heavier, there would likely be more operating in the summer.

Q. Then take August of last year and August of this year, and how do they correspond? A. You mean 1902 and 1903?

Q. Yes. A. I think the pay rolls would be about the same.

Q. And yet quite a number of the companies were closed down? A. Yes, but there were other operations on, that would overbalance it.

Q. A great deal of construction work going on? A. Oh, yes, construction work and getting out wood, which would overbalance the steel plant.

Mr. P. H. B. Dawson's examination resumed.

By Mr. Matheson:

Q. Were the pulp mills running during August and September last? A. Yes.

Q. During both months? A. Part of both months.

Q. Your evidence is not satisfactory in this respect: you are in an important position as cashier of the Company: you surely ought to know whether both the pulp mills were running in August?

Mr. MacKay: He is a cashier, and his duties are in the office.

The Witness: I am not certain about both mills for August.

Q. Oh, you are not sure about September? A. No.

Q. Was the steel plant running in August and September? A. No, sir.

By Mr. MacKay:

Q. Was there part of the work going on at the steel plant in August and September, such as retort works, maintenance and repairs—I mean were men employed there? A. Yes.

Q. Would it be your duty as cashier of this company to know just exactly what particular works were running, and who were working in them? A. No, sir.

Q. You are an office man? A. Yes.

Q. Perhaps you could tell me now with reference to a question that came up yesterday, an increase of Wilmot's salary—Worthington, I think, thought there was no authority on file for that increase, you ought to know, was there? A. I should not know, but I do know incidentally that there was, I believe there was probably authority.

Q. There was authority on file, you know that, do you? A. Yes.

Q. That was the authority? A. Mr. Coyne, assistant to the president.

Q. And what did he do? A. He authorized on the regular slip.

Q. He would be a proper officer to authorize the increase? A. He always did so.

Q. What position had he? A. Assistant to the president.

Q. Anything and everything that came under your observation in August and September with reference to the August and September payments, and October, did it appear to be regularly and correctly and carefully done? A. Yes, sir.

By Mr. Matheson :

Q. Was there any question about paying the large salaries up there in August and September between Mr. Ford—do you know of any discussion going on as to whether the large salaries should be paid? A. I heard on the street that there was some discussion as to the general officers, the salaries, but only on the street I heard it, I had nothing—

Q. Who was making objection to the payment so far as you heard? A. I cannot say, it was only street gossip.

Q. Was it the banks or the Government? A. I cannot say, I heard that there was some hold-up on account of the general officers not getting salaries.

Q. Did anyone speak to you about it other than this? A. No, sir, except personal conversation between acquaintances.

Q. Any official above yourself? A. No, sir, not that I remember.

Q. Who did you get your general instructions from? A. From the treasurer.

Q. That is Mr. Chitty? A. Yes, sir.

Mr. Smyth : Q. Did I understand you to say that Mr. Coyne was the proper authority to certify to the increase of Mr. Wilmot's salary? A. No, sir, I did not say so.

Public Accounts Committee,
March 29th, 1904.

—William A. McLean, called and sworn:

By Mr. Carnegie :

Q. Your name is Mr. McLean, is it not? A. Yes.

Q. Mr. W. A. McLean? A. Yes—

Q. What is your position in the Department? A. I am Clerk of the Highways Branch.

Q. That would be immediately under the Deputy Minister of Public Works, Mr. Campbell? A. Yes, I presume so, as he is also Commissioner of Highways.

Q. I understand that you act in the position of private secretary also to him, is that correct? A. Well, hardly so, since his becoming the Deputy Commissioner, I have also had something to do with the Public Works Department, and through that, in the absence of the stenographer, may also have acted as secretary for him.

Q. I see you were employed for eleven months last year in connection with the Department? A. Yes.

Q. I also see on page 166 of the Public Accounts that a Mr. W. A. McLean was paid for extra work—are you the same person mentioned there? A. Yes.

Q. I see you are down here for the survey of four townships—Muir and Melrose, McCool and Munro—did you survey these townships? A. No, sir, that is an error, I simply surveyed McCool and Munro; that is an error, the others have been mixed up with these.

Q. McCool and Munro were the townships you actually surveyed? A. Yes.

Q. What did you receive for that? A. \$2,600, is what I have received, but the work is not completed as yet.

Q. It is not completed? A. No, as with other surveyors who were out last year I was unable to complete the work.

Q. How much did you complete? A. I completed something over a single township; I am still expected to complete the work.

Q. How long were you engaged in this work? A. About seven weeks.

Q. I see that you are credited with being here eleven months? A. But I was expected to have three weeks holidays, and for a couple of years previous I had not had any holidays.

Q. You are sure that you were not away a longer period than the time you mention? A. I don't think so.

Q. It is a point upon which you can surely give a positive answer—when did you go away? A. I went away about the end of July and got through about the end of September.

Q. I have been informed that you were away a much longer period than that, that you were away more than three months? A. Well, that is an error.

Q. What was your salary as Clerk of the Highways for eleven months—look at page 6? A. Of the Public Accounts?

Q. Yes? A. Well, it was here given at \$779

Q. Did you receive any salary from any other sources except that from the Department? A. No.

Q. What was your salary per year? A. I think it was \$850 last year.

Q. I understand that when you went out there that the surveyors were in ahead of you to the north, the township to the north of you? A. Some of them were.

Q. In that case you would have all the corner posts and lines run for you, would you not? A. No, they were not all run.

Q. Was any part of the work you needed to do in the township done before you went there? A. No, there was not any of it done before I went there.

Q. How are you paid—are you paid a lump sum for a township? A. Yes.

Q. How much? A. Well, we are paid 9 cents an acre.

Q. And you pay your own expenses out of that? A. All expenses, yes.

Q. How long have you been in the employ of the Department? A. I have been in the employ of the Department since 1896.

Q. Have you surveyed townships before in this way? A. Well, I have been on a survey of townships before.

Q. Under others? A. Yes, under others; I am an authorized Ontario land surveyor.

Q. Is there any time-book of attendance kept in the office? A. No, there is not.

Q. Is there no check at all on the attendance? A. Well, except through the chief of the Department; he knows whether you are there, I am constantly in touch with him.

Q. Are any time books kept in any of the Departments? A. I don't think so. I have never heard of them.

Do you keep a diary or anything of that kind? A. No, I did not for last year, I did start one for this year.

Mr. Matheson: Q. Is there any way you can fix the time you were there?

A. Yes, I think I could fix it

Q. How? A. By looking up, perhaps, some of the papers in my office.

Q. Will you do so by to-morrow? A. Yes.

Mr. H. L. Drayton, called and sworn:

By Mr. Lucas:

You are Crown Attorney of Toronto. Mr. Drayton? A. Of York.

Q. Appointed when? A. I could not give you the date of that appointment, not very long ago, Mr. Lucas.

Q. Well, approximately? A. I happened to be in the country at the time the appointment was made, and could not give you the date; I should say about a month ago.

Q. Last October you were a practising barrister in Toronto? A. And am still.

Q. What date did you go to the Soo in connection with the payment by the Government of the wages of the Consolidated Lake Superior Company? A. I left for the Soo on the Thursday before the Saturday when the payments were commenced.

Q. About what date would that be? A. Arriving at the Soo on the Saturday, the date when the payments were commenced; if you have a diary I think I could give you the exact date. I think the papers would show when the payments were commenced. Mr. Lucas. The first Saturday, I think it was about October 10th they were commenced, that we commenced payment.

Q. Here are the papers? A. Oh, yes, I got through on the Thursday before

October 2nd; it is quite clear I went up the Thursday about the 2nd of October.

Q. The 2nd was Friday? A. Yes. I remained there until the departure of the train for the west on Monday morning; I think it leaves at half-past twelve.

Q. You went up in the first place with Mr. Ford? A. Yes.

Q. And remained some days? A. Until the departure of the train at half past twelve on Monday, the 5th.

Q. You returned to the Soo in connection with the same business, when? A. Mr. Ford sent a telegram; he had not been well, and required medical attention, and the Attorney-General communicated with me, and I went up again, spending the day there the second time. Mr. Ford's telegram is that produced on the file dated October 7th. As a result of that telegram I went up. I may say that I also received a telegram from Mr. Ford, "You had better come at once, too ill to proceed."

Q. On your first trip to the Soo did you have any consultation with Mr. George A. Harcourt as to taking charge on behalf of the Government of the payments? A. No, I dare say I had casual conversation with him, as I had with a very great many people, as to the best way of making payments in securing the Government: I do not recollect, however, any particular conversation with me at that time.

Q. And then on your second trip up? A. On my second trip up I found Mr. Ford in such a state of health that it was not fair to ask him to remain, and I had to make some other arrangement.

Q. And you had a consultation with Mr. Harcourt? A. I saw him after consultation with the bank manager as to the best man to leave in charge, and after that conference we decided on Mr. Harcourt; he was thought to be the best person available by the bank manager and myself, and we left him in charge.

Q. He was then in the employ of the Consolidated Company? A. He had been but he had left then.

Q. Not at that time? A. I know when I appointed him he was not in their employment.

Q. Did you not consult with him as to the advisability of resigning, and that if he did resign you would appoint him as agent of the Government? A. Mr. Harcourt would know that he would not be retained as long as he was in that employment. I do not remember advising him to resign.

Q. Why do you say that he would not be appointed while in the employ of the Lake Superior Company? A. Because, I do not say there would be, there might be questions arising that

would put him in an awkward position, owing two allegiances.

Q. You thought the agent on behalf of the Government should be a man who was in an independent position? A. Yes, he should be under no one's instructions except those of the Government.

Q. There might be cases arise that might prejudice the Government in its relations with the Consolidated Lake Superior Company? A. I was considering as to his authority and instructions.

Q. You did not see any objections. Mr. Drayton, in having a man who had been for some years in the employ of the Consolidated Superior Company in a minor position, appointed to act as agent of the Government? A. No, I thought, on the other hand, he was a particularly good man for the position owing to his knowledge of the situation. We had had a great deal of difficulty in connection with getting the tremendous number of men properly identified; we had had some question as to contra accounts and things of that kind; Mr. Harcourt I found to be a man who had a large and extensive knowledge as to the workings of the company, and I thought that that knowledge would be of a great deal of value to the Government in assisting in the payment of these wages, and that is one of the things that operated in my mind in selecting Mr. Harcourt.

Q. Mr. Harcourt told us that he had had a consultation with you as to the advisability of putting in his resignation to the Company? A. Well, if he said that I would not pretend to contradict him. Mr. Lucas; I do not recollect the details of any particular conference.

Q. Well, at the time of your second trip up there, had any questions arisen to your knowledge as to the right of the officials at the head office at the Soo to be paid their salaries? A. I think that had been settled before my trip up there. My recollection is, I think, that the point occurred to Mr. Ford when I was away. The only wages that were paid the day that I was there I think were wages of the workmen from the woods and charcoal plants.

Q. The day that you were there? A. Yes, and then I fancy that in due course the question must have come up. In fact, I am sure of it from the papers produced, and I think the Attorney-General had advised Mr. Ford, and given instructions in the meantime.

Q. You did not have anything to do with the payments of the salaries of the officials at the head office? A. I think I paid some of them when I went back; that is my recollection.

Q. You think you paid some of them? A.—Yes.

Q. What time did you get back—what time of day? A. I got there on the evening train; payments were being made that evening; we used to pay all day long, and there was a tremendous lot of delays in getting hold of the right men, in getting hold of their assignments, and the work of paying was very slow and tedious; I think I went out and superintended the payments the evening that I arrived.

Q. Will you confine your answers to the questions? We don't want to encumber this report? A. Yes.

Q. I asked you what time of day on Saturday the 10th did you arrive—it was the 10th was it not? A. I think it was Saturday the 10th that I arrived. The 10th is impressed upon my mind as one of the days that I was there.

Q. What time of day? A. I would arrive about half-past five p.m.

Q. Then get back again—had you any consultation with the Attorney-General or anyone on behalf of the Government before leaving Toronto as to the payment of the salaries of the officials? A. I had a consultation with the Attorney-General before—

Q. Before leaving for the Soo? A. Before the Attorney-General's telegram was ever sent, that is, his instructions to Mr. Ford.

Q. You had a consultation with the Attorney-General? A. Immediately I got back from the Soo the first time, I went up to see the Attorney-General, and reported to him, and the whole thing was discussed, every phase of the matter.

Q. A direct answer, please—did you discuss with the Attorney-General prior to your second visit the question as to the payment of the salaries of the officials? A. Unquestionably.

Q. And did the Attorney-General decide or give you any instructions as to the payment before you went up to the Soo on your second trip? A. The Attorney-General came to the conclusion and telegraphed Mr. Ford as to them.

Q. And did he instruct you to authorize these payments? A. Oh, I knew what the instructions were that were given to Mr. Ford, that is that the salaries were to be paid; they would operate as authority to me just the same as to Mr. Ford.

Q. On arriving there did you certify to some of these salaries while you were at the Soo? A. Oh, unquestionably, I think some of them were paid while I was there; it is hard to recollect, there were a very large number, but I have no doubt I did.

Q. Then you remained how long? A. I remained until the train which left at half-past twelve on the following Monday.

Q. I understand from Mr. Ford and Mr. Harcourt that you certified to the salaries of all the officials in the head office? A. As to that I really could not tell you; I know that I certified to some salaries, the exact number of which I could not tell you; I certified to a lot; I went carefully into a lot of salaries the night of Saturday.

Q. Can you explain why Mr. Ford did not certify to any of the salaries of the officials? A. I had instructed Mr. Ford to make payments of the monthly wages of the men who had been employed in the bush and mines, and that sort of thing first, with a view to relieving the great congestion in the town, and I assume that Mr. Ford in carrying out these instructions had paid these men first. The time I got there that evening there was not a large number of workmen waiting to be paid, and I had an opportunity of taking up the wider matters and took them up.

Q. Have you any knowledge that some of the banks objected to paying the salaries of the officers until your arrival on Saturday evening? A. I would not say that. I can tell you how the question first arose, the differentiating between wages and salaries by one of the bank men. If it had not been for that I do not think any doubt would ever have been thrown upon the original instructions. The Attorney-General had no doubt as to the original instructions.

Q. The only officers who had authority on behalf of the Government to certify to the accounts were Mr. Ford, yourself and Mr. Harcourt? A. Quite right.

Q. Well, Mr. Ford and Mr. Harcourt both have denied that they certified to any of the payments to the officials for August and September? A. I saw I took up that evening the official salaries. As to whether I exhausted them all that evening I could not tell you, but I know I worked hard, and I think we got through a lot of work.

Q. Was it your verbal instructions from the Attorney-General that you acted on in the payment of these salaries? A. I had no instructions other than verbal, but in addition to that there was the telegram to Mr. Ford.

Q. Had you that before you? A. Oh, Mr. Ford had it. There is no question about that.

Q. Can you explain why Mr. Ford did not happen to pay any salaries of the officials? A. Except that I told

him that he was to pay these other men first, and he told me he had been constantly occupied before with them, and the first evening that there was not a rush of workmen on was the Saturday. There was a great deal of disturbance up there and I thought it was necessary to pay the wages of the workmen with as little delay as possible.

Q. Can you explain how the Attorney-General came to send the telegram of October 8th to Frank Ford which reads as follows: "Frank Ford, Sault Ste. Marie, Ont., 8th October, 1903. See no reason for not paying Canadian salaries as well as wages. Possibly Drayton may go up to to-morrow night. Harcourt can meantime look after balancing sheet at the bank. (Sgd.) J. M. Gibson." A. That was a telegram which had been sent if I recollect it, after Mr. Ford's telegram to him asking if I could come up, that he was ill.

Q. Well now, Mr. Ford's telegram to you appears to read as follows: "You had better come up at once, danger of my being too ill to proceed. May have to return home on your arrival. Answer immediately. Frank Ford." A. Yes, that is a copy of the telegram I read to the Attorney-General.

Q. The telegram that I have just read? A. Yes.

Q. But there is nothing in that telegram from Mr. Ford which raises the question of salaries as well as wages? A. At that time the question had been raised originally by the bank manager, Mr. Robarts, I think his name was, as to the salaries.

Q. In what way did he communicate, how would the Attorney-General have any knowledge of that question being raised? A. Because immediately I got back from my first visit, I went to the Attorney-General and reported fully on the whole situation.

Q. While you were up there first this question was raised? A. Yes.

Q. As to whether the salary should be paid or not? A. Yes.

Q. And one of the bankers seemed nervous? A. He was not sure whether it was included in the guarantee, and he wanted to get definite instructions.

Q. Were you quite certain that the Order-in-Council was intended to cover the payment of the salaries of the officials of the company? A. Well, I didn't think there was much doubt about it.

Q. But you did have some doubt? A. No. I had no doubt.

Q. Well, then, why didn't you instruct the banker? A. Simply because the banker wanted to have direct authority on the question. There was some

question when I first got there by the banks as to how far they would be justified in accepting my vouchers. That was one matter he was a little in doubt about, and he wanted to have direct authority from headquarters. My recollection is that the original order covered in so many words the salaries.

Q. You had before you the Order-in-Council authorizing the payment of these wages? A. At that time, no.

Q. Had you seen it? A. The Attorney-General had read it to me, you see, the very afternoon—my recollection Mr. Lucas, is that it was Thursday, when the matter was definitely decided on at a Cabinet meeting, or perhaps it was Wednesday, I may be wrong—I got a telephone communication, and attended at the Department of the Attorney-General, and saw the Attorney-General in connection with the matter, and he read out the Order-in-Council to me dealing with the matter. The certified copies of the Order-in-Council were not communicated by me to the banks, but by the Department direct to the different banks.

Q. Now, on your first visit then the question as to the payment of salaries was raised in some way, and after your return to Toronto, you had a consultation you say with the Attorney-General, and as a result of your consultation he wired Ford that the salaries were within the Order-in-Council? A. I think that is quite right; that formed as I understand it, the original instructions.

Q. But there was no original communication with the banks, the bank had no discretion in the payment of an account if it was certified to by the agent of the Government, and was within the Order-in-Council? A. Oh, yes, the banks could pay or not pay whatever they saw fit. The position of the banks was that the banks with us were looking after, and endeavoring to check in every possible way these payments. They with us were taking no risks—to make myself clear, the only check which the bankers had as to their money was the final initialing by the representative from time to time of the Government. I know that I initialed and O. K.'d a lot of them, of payments made by them. And had they had any payment there which was not properly authenticated they would not have got their money.

Q. You are wandering into these addresses again? A. I hope not.

Q. Mr. Harcourt has told us, and I want to know if you differ from him, that the bank had no discretion in making the payment? A. Well, I don't

think Mr. Harcourt is right. The bank at any time could have said, that account is not a right account and should not be paid.

Q. Did the bank undertake the burden of investigating the accounts in any way? A. Yes, they did.

Q. Well, the banker says not? A. I don't know what he said. But the way the matter was handled was this: the bankers after full consultation with me, and after endeavoring to arrive at the best and fairest way for making these payments expeditiously appointed Mr. Lyon the representative of the banks to look after the payments, and Mr. Lyon in his turn helped to superintend the payments to a certain extent himself, and in addition to that there was a further check upon it; at my request to help in the superintendence of the payments, a Mr. Scott, an officer in the Imperial Bank, who had made all the payments before, assisted in making these payments. During the time I was there I had to acknowledge assistance from Mr. Scott in connection with different checks and things of that kind. He certainly did assist in the checking. As to whether he thought he was liable or not was another thing.

Q. I suppose there was considerable discussion on the streets and in the offices on your first visit to the Soo as to whether the officials would be paid their salaries or not, after that question had been raised by the bank there was a great deal of discussion? A. Yes.

Q. And I think you have already stated that was decided and considered by you, and the Attorney-General, after your return to Toronto? A. I may say we utilized the services of a lot of these officials necessarily in making the payments.

Q. The officers themselves were pressing for their salaries? A. Oh, unquestionably, they wanted to get paid, all of them.

Q. And did the question as to the payment of the October wages come under your notice in any way? A. No, in October. I think, I may be wrong in that, but it is my recollection, I cannot specially pick them out. I think October matters came up afterwards when Mr. Harcourt was paying.

Q. Can you tell me who paid the expenses of the militia who were called out to protect the property? A. No, I could not tell you as to that. I don't think I passed any account for militia.

Q. Nor do you understand that any were paid? A. No.

Q. The inference from one of Mr. Harcourt's statements would be that he had to pay for the militia who were protecting the property? A. I don't

know as to how that was. That did not pass under me personally at all.

The Chairman: Quite a lot of workmen were engaged in protecting the property? A. Oh, that is all right, but not the militia proper.

Mr. Matheson: Q. To what extent did you check the accounts? A. The man would come up and present his pay check, and I would then have the head paymaster certify that that particular account was still due. I then had his foreman identify the man as being the right man, and had Mr. Davis, who had to do with the payments of accounts, and who was writing out the assignment slips for us, also assist in identifying. We had a check from every possible source that we could think of.

Q. I understand the men's wages, that is the employees other than the general staff, were all looked after by Mr. Ford for August and September? A. Oh, no sir, he didn't get them all paid.

Q. Did you attend to some of these? A. I think I paid myself some 500 pay checks. The first day there was a tremendous pressure. On the first day we started in paying in the morning and continued paying right through with only a break of a few minutes until twelve o'clock at night.

Q. These were the workmen? A. Oh, yes, these were entirely wages; my instructions were that the wages were to be all paid first in order to help the town.

Q. The general staff salaries for August and September were all certified by you? A. I think so, I would not say that it was incorrect for a moment. I took a further check in connection with these general salaries in addition to the check of the department in the production of all proper vouchers. I insisted upon a special check from Mr. Chitty. Mr. Chitty was the general treasurer, and also a special check from Mr. Coyne who was the gentleman in entire charge there, with a view of seeing that there would be no possible question as to the company's liabilities or the good faith of the people making claim.

Q. When you would pay any of the general staff, would you pay August and September both at the same time? A. We desired to make the payments together if we possibly could.

Q. And as a rule, did you? A. Whenever they had their checks ready we did, both as to general staff and employees, we did not want to have more vouchers than was necessary.

Q. Did you notice increases between August and September? A. No, I have not noticed any increases.

Q. A man named A. B. Wilmot was paid at the rate of \$250 per month for

August and \$400 for September, mines manager—do you remember that case? A. I don't, remember that specifically but in quite a lot of cases the amounts of checks were different from one month to the other, and where there was any difference inquiries were made, and no payments were allowed unless the inquiries were satisfactory. The inquiries were pushed to the length, so that if the representations were wrong, proceedings could be had for obtaining money under false pretences.

Q. Was any certificate of increases given to you? A. No, every case was examined separately. I could not at this time speak of any particular case, but they were all inquired into with that in view. In each case I laid foundation for prosecutions for obtaining money under false pretences if there was any fraud.

Q. Do you remember the payment to Alexander McIntyre? A. No, I don't remember that at all. I don't even know that I paid Mr. McIntyre. I don't recollect him as an official.

Q. Do you remember the case of E. M. Findley, \$100 for the first month and \$150 for the second? A. No, sir, I could not speak as to that; if the cheques were here I might give you some assistance. But you will find several cases of that kind, and they were all separated when they passed through my hands and inquired into, and no checks were O. K'd unless the matter was made clear to my personal satisfaction, my absolute satisfaction that the man was entitled to the money and that there was absolutely no fraud.

Q. In the case of W. O. Thomas, the pay sheet shows that he got \$125 for August and \$250 for September? He is the electrician? A. There was one thing I found, speaking generally, and that was there seemed to be a good deal of change in the duties of some people, that they had been advanced to higher positions, and in the ordinary course were entitled to higher wages; they did not put it so much as increases of salary, but raises of position.

Q. Did you think that would justify you acting for the Government in your position in advancing these wages, if you found that increases had been made in August and September, would you certify to the increase? A. If after full examination I had thought that the matter was a bona fide matter, and something that was not done in view of these salaries being paid by the Government, I would treat it just the same as any other matter of business.

Q. Well, take the case of this man who was advanced from \$175 to \$250, an increase from \$2,100 per year to

\$3,000 per year by a bankrupt company, between the months of August and September? A. I was not at all considering the methods under which the company were carrying on their business. It may have been that they were very often foolish, but I was looking for the element of good faith there; I went very carefully into that, whenever I found an increase I made full inquiries as to each case.

Q. Did you refuse to pay any increases? A. I know that several checks were refused payment; I am sorry that I cannot give you the instances, I kept no track of the instances; but a whole lot of checks were refused on different grounds, and had to be re-presented again. I know that in many cases I would not pay checks until there had been substantial reductions.

Q. Take the case of Wilmot advanced from \$250 a month, equal to \$3,000 a year, to \$400 a month, equal to \$4,800 a year—surely that would not seem to be justifiable, even if they did certify to it? A. I understand, it is very hard in speaking definitely as to these instances, when so many were present in my mind, speaking from my recollection, I made inquiry into the case, and I found that Wilmot had been changed from his former position and put in a position of far greater responsibility, and at a much larger salary; I think he was in charge of one of the big mines at the time, I am not sure.

Q. Mines' manager? A. Yes, I don't think he had been mines manager before one of these months, which month I could not tell you.

Q. The first one is \$249.50, and the other one \$399.50—the salary being \$250 and \$400? A. Yes.

Q. No matter what his duty, surely an advance of \$150 per month ought to have raised your suspicion? A. Well, it would, and the result of my inquiries to the best of my recollection was, I found that he had been taken from a position of minor importance and put into one of large trust.

Q. Did they present any pay sheets to you? A. Oh, yes, the pay sheets were presented originally, that was one of the difficulties we had to contend with; the pay sheets were not in my recollection at all complete. What I was acting on, and this is one of the chief evidences, sir, of an absence of fraud, I was acting on the original time checks, nearly all of which almost always with the exception of the October salaries, had been issued manifestly from their appearance at a date prior to the time when it was known

that the Government was going to pay these salaries.

Q. Did you check any with the salaries for June and July? A. Some of them were checked, but I relied far more on what were evidently bona fide checks and vouchers, most of which had been issued weeks before the question of Government payment came up. Had there been any fraud it would have been an easy matter to detect it.

By Mr. Lucas:

Q. The Consolidated Lake Superior Company is associated with some companies operating on the American side? A. Yes.

Q. Some capitalists? A. Yes, sir.

Q. Michigan Power Company? A. Yes.

Q. And operating some mines in Michigan and Minnesota? A. I don't think operating, they have some properties, but they are not operated, yes, and the street cars on the American side.

Q. The power development on the American side is a very extensive affair? A. Oh, an enormous affair.

Q. Mr. Shields is president of the American companies, too? A. Oh, I think the management of all is run by the allied company.

Q. By the allied companies? A. Yes.

Q. Did it occur to you, Mr. Drayton, that the Order-in-Council intended to cover the salaries of the officials of these enterprises in Michigan? A. Oh, no.

Q. But the result of it was that it did so far as Mr. Shields and the other officials were interested? A. I would not say so; the allied companies as I understand it, was a corporation having its head office operating these Canadian companies.

Q. They were all under one management? A. Oh, yes, but there was nothing going on in these mines on the other side.

Q. Mr. Coyne, Shields, and the other officials were concerned in the management of the American enterprises? A. Oh, undoubtedly, but to a very, very small extent.

Q. But they were enormous concerns, and Ontario paid all the salaries? A. Oh, no, they were enormous concerns doing nothing. I think the whole revenue from the American side was only about \$2,000. The revenue from the American side was infinitesimal, although its capital investment was enormous.

Q. The capital investment was enormous? A. Yes, \$5,000,000 or \$6,000,000. I believe they have a market now for their power, but they had not operated then.

Q. It was not on a productive basis? A. Oh, no, that was one of the concerns that was injuring the productive concerns on the Canadian side.

By Mr. Matheson:

Q. Ever see these pay lists before?

A. I think that copy was written up with a view to getting complete returns here.

Q. Did you ever get a complete copy of them? A. That would be very hard for me to tell you that particular one or not; it is really impossible for me to say. What I conceived to be the safest check was the original voucher issued for the money, and I have a much more distinct recollection of these than I have of sheets.

Q. Were these pay sheets made out at the time the payments were made? A. No, my recollection is that they were not.

Q. Who made them up? A. I suppose if they were not made up at the time they would be made up from the payments made, the time checks.

Q. These are evidently copies? A. Yes.

Q. The originals were here the other day? A. Were they? I suppose so. I know the companies professed great interest in seeing that nothing was paid except what was right, because every item paid became a liability against the company.

Q. Do you know under whose charge they were prepared? A. Well, I know I instructed Mr. Harcourt that we would have to have a complete list, with complete checks, as to every payment made for the purpose of auditing and vouching.

Q. That is not enough—these pay sheets at the time you were paying you were unable to check one month with another? A. Except as to former practices, and from the certificates themselves; the pay sheets did, or should, contain always the same information as the pay checks. All officials and all laborers are paid under the pay check system, the pay check system forming the first claim against the company. I very often found that the pay sheet showed more than the men were entitled to than was shown by the pay checks, the deductions being made on the pay checks, so that the pay checks are really smaller in amount than the entries on the pay rolls.

Q. Have you had anything to do with these payments since October? A. No, my last visit I think was on the 10th.

Q. Apparently Mr. Wilmot got \$249.50 for August? A. Oh, there is no doubt, sir, that Mr. Wilmot got it if he is the one I referred to as mines manager. He certainly got an increase; his position was changed.

Q. You remember his case? A. I remember a case of that kind. I remember the name.

Q. In September he got \$399.50, that is correct is it not, according to that sheet? A. Yes, according to that sheet, quite right.

Q. There is a difference in this one for October, he appears to have got \$257.66—when was that paid? On the 8th of January, 1904? A. Yes, it looks like that I could not tell you as to that.

Q. You knew the lawyers, Elliott, Hamilton & Irving—I suppose you remember certifying to their account? A. Yes, I remember that very distinctly, because that is a case in which I made very careful inquiries. I struck me as odd that solicitors should be on salary. I went into that question separately with each one of these men for the purpose of checking their salaries.

Q. What did they tell you? A. I found that for some time past difficulties had occurred in getting payments of moneys, and the only moneys which were forthcoming from Philadelphia were moneys for the pay roll, and they had insisted before they continued the litigation that was on—there was a great deal of it—that they should be put on the pay roll before they would do any more work. They all told me that that arrangement was made a long time prior to the date that there was any talk of the Government stepping in. I went into it thoroughly, because it is not the usual way that solicitors are paid. I found that this story was corroborated in every way that it could be corroborated. These men are men of repute, and I asked them such question as would make them liable for criminal prosecution for obtaining money under false pretences if not true.

Q. That was certified by you for August, \$500, \$500 and \$300? A. Yes.

Q. And for September \$500, \$500 and \$300? A. Yes.

Q. Was this payment to Mr. Hamilton for \$2,841.24 presented to you? A. Which one is that?

Q. Read it there? A. I don't recollect that at all. This is H. C. Hamilton, counsel, absence salary and disbursements, \$2,841.24.

Q. Was that presented to you? A. I don't recollect that particular matter being presented; I am not sure as to this; I think that there was some claim advanced by Mr. Hamilton which I could not allow, but as to whether that was the claim presented or not, I could not recollect; I do recollect distinctly claims for \$500, \$500, and \$300 as appears by the sheets, and that I allowed them.

Q. What time did you leave the Soo? A. By the night train each time.

Q. About what date? A. The first time?

Q. The second time? A. The second time I think it was about the 10th, I arrived on the Saturday night, was there until Monday, I think that was the 10th of October. Mr. Lucas assisted me with that date, I think that is right.

Q. As to Mr. Shields, did the banks make a fuss about his payment? A. No, not as to anyone in particular; it was simply the Bank of Commerce raised the question as to whether salaries were covered or not in the first instance; of course Mr. Scott who was there for the Imperial Bank had raised some objections to the accounts, which objections were given effect to.

Q. In the Order-in-Council passed on December 18th, which was of course subsequent to the whole thing, the recommendation of the Attorney-General is that "such payments should be restricted to employees above indicated, but not to include salaries of general officers nor heads of department"—that shows that there was some question about paying these higher salaries? A. The reason for that is that the later Order-in-Council was to provide for the pay of the men whose services we had taken advantage of. We took advantage of the services of the other men, and the classes there mentioned, many of them in connection with these accounts. We had to have the vouchers properly collated and written up, or rather the pay rolls; we had these men there in addition to bind the company; Mr. Hodgson was there for weeks; the Province got the benefit of their work. Mr. Shields and the other people of course did nothing for it.

Mr. H. Clarke: Q. The reason you put the lawyers on the salary list was because they made disbursements? A. Oh, no, they proved to me that that was the agreement, that they had refused to go on with the very heavy litigation they were carrying on unless they were put on that sheet. Of course I knew, judging by the nature of the work they were not getting any too much for it.

Q. Was there any further reason for putting these lawyers on the salary list any more than the butchers and grocers who also were making disbursements? A. It seemed to me that there were reasons that were not present in connection with the butchers or bakers. Of course I had no claim presented by the butchers or bakers, and the continued existence of the company, a matter in which the Government took very strong ground—it is the fact that the operation of the company was very

much imperilled by the proceedings that were being taken in the Speyer loan—the very large amount of work that was being done by the solicitors would be done for the protection of the company. They refused to go on with it without being on the pay list.

Q. The reason you wanted to pay the men as hastily as possible was in order to prevent disturbance? A. Oh, yes, there was very great disturbance.

Q. But these lawyers were not threatening to riot? A. Oh, no, they were not inclined to be lawless, that was not the reason at all.

Mr. Smyth: Q. Did you certify to Mr. Shields? A. Yes, I think so, it was put through that night.

Q. Was any objection raised to Mr. Shields being paid in full? A. I don't think so.

Q. Did Mr. Worthington raise any objection? A. No.

Q. No account against Mr. Shields? A. I think I inquired as to contra accounts, and I think I pretty well got hold of all contra accounts; if one slipped through in Mr. Shields' case I am sorry to hear it.

Q. He said there was a contra account of \$788? A. Then that deduction should have been made. We invariably made deductions. The method of book-keeping there of course is very complicated.

Q. The objection seems to have been made afterwards? A. No objection was made at the time.

Q. This is in connection with the October payments? A. Oh, yes.

Q. What was this special circumstance that led up to Mr. Alex. McIntyre being placed on the pay lists at \$250 per month of August and \$250 for the month of September? A. Now, I cannot tell you that; I did not even know that I paid that account, I have no recollection of that account.

Q. It has been stated by previous witnesses that these were special cases? A. I do not recollect having anything to do with the McIntyre case. I think that must have come up when I was not present.

Q. There was also a man by the name of Maclean, a tug captain? A. I don't think that came before me.

Q. It was entered upon the lists? A. I don't think that that was ever submitted to me.

Mr. H. Clarke: Q. You had your doubts as to the propriety of paying these lawyers, or you would not have investigated it so closely? A. I investigated it closely because it was different from the ordinary run.

By Mr. Smyth:

Q. In the case of parties who had

assignments of a whole lot of time checks? A. I endeavored to find out as accurately as possible, and I think we found out pretty accurately, how much money had been paid these people, actually paid by these people on the checks, with a view to seeing whether they had been scalping the checks or not, whether they had been bought fairly. If they had, we would redeem the checks, but if they had been scalped, we would either not redeem them at all, or else we would simply advance the amount actually advanced by the man with a trifling addition.

Q. Did you get any note from the banks as to the exact amount that had been paid? A. Any check that I found had been scalped I refused to have anything to do with; I threw it out and told them they would have to come back again, and Mr. Harcourt would take the matter up carefully; I remember one lot submitted to Mr. Harcourt, a large number of checks got by a man living on the American side, and we would not pay any of them at all.

Q. And they are not paid yet? A. I don't think they are paid yet. The man had been taking advantage of the men with a view to reaping a large harvest.

Q. So that we may understand the mode of paying by check, did the time-keeper in the woods, for instance, give a time check to the woods man? A. Yes.

Q. Then what would he do with that? A. The time-keeper and the foreman under whom he worked, these people signed the time check, then these time checks after being vouched for by these men would have to go into the paymaster's office, and pass through their books, and be signed afterwards in the paymaster's office.

Q. This same check? A. This same check; I think there were three signatures on every check.

Q. And the deductions all made? A. The practice was to put the deductions on the back of the checks, sometimes they were putting them on the backs of the checks in red ink, indicating that something would have to come off.

Q. Every check that would come in with these deductions made you would not dispute? A. In addition to that we required a further check in connection with the woods branch, we required a check from Mr. Hodgson, the superintendent, that the check was in the same condition as when first issued.

By Mr. MacKay:

Q. There is an Order-in-Council, second day of October, advising that the recommendation of the treasury be acted

upon that the wages or salaries of the employees of the Lake Superior Consolidated Company due and payable on the 1st of October be paid? A. Yes, that is so.

Q. You did not make any payments until the 3rd of October? A. The 3rd of October was when we started.

Q. And you made these payments on the 3rd of October on the strength of this Order-in-Council? Mr. Matheson: He had not the Order-in-Council.

Mr. MacKay: I don't say so; that is not the question.

Q. Is there any doubt now, reading that Order-in-Council as you read it, that it authorized the payment of salaries? A. I don't think so.

Q. Did you ever have any doubt yourself? A. No.

Q. You say it was a bank manager raised some question about it? A. Yes, the bank manager raised the question.

Q. And what occurred you have already explained. Williams was the paymaster? A. Yes.

Q. Williams has sworn that he authenticated the time checks after comparing them with the pay rolls which he had before him? A. He did that.

Q. He said he authenticated the time checks after comparing them with the pay rolls—did you or did you not pay the time checks until after he had authenticated them? A. In every case he authenticated it.

Q. You did not pay them until afterwards? A. No.

Q. If his evidence is correct, that he authenticated these checks with the payments on the pay rolls, the pay rolls must have been in existence before they were paid? Oh, no doubt about that; he authenticated every payment.

Q. You arrived there on the Saturday? A. On Friday, the 2nd

Q. And remained until Monday noon following? A. Yes.

Q. Then came back to the city and went back, arriving there when? A. Arriving there on the Saturday

Q. The 10th? A. Yes

Q. And left there on the 12th of the month? A. Yes

Q. And these were your only two visits? A. Yes, sir

Q. And all the payments you made were made at these two times? A. Yes, sir

Q. Now, speaking of Mr. Wilmot's wages, who was apparently paid \$250 in August and \$400 in September, were you aware that he had only been geologist when he was getting \$250, but was promoted to general mines manager? A. Yes

Q. And that was the reason of his increase? A. Yes.

Q. Was that increase made prior to your having anything to do with it on behalf of the Government? A. Yes.

Q. Was there any increase made after you stepped in as Government agent? A. No.

Q. Could there have been under the close examination you made of these accounts; do do you think there could have been an advance made additional to what was due any of these men as their regular wages or salaries, because of the fact that the Government was guaranteeing payment? A. I did not find one such case, and I looked for them closely.

Q. Do you think there is any probability of a single case of that kind existing? A. I don't think so, no.

Q. Now, it has been suggested that the banks would be obliged to pay if you authenticated the time checks; is that true? A. I don't think so; I cannot see how on earth they could be obliged to pay it.

Mr. Matheson: I don't think it is asserted that they were obliged to pay it.

Mr. MacKay: That is the way it is put by Mr. Lucas.

Q. Were the bank officials interested in making a proper check of the payments as you were also interested as Government agent? A. They were.

Q. And did they exert themselves in protecting their respective banks to make these checks on the payments? A. They did.

Q. As a matter of fact were they as active practically in checking to the correctness of the accounts as you were? A. Yes.

Q. With reference to these awful three lawyers—you have been asked why you did not pay butchers, bakers and grocers—was any claim put in to you by them? A. No.

Q. Were the lawyers paid what money they were paid because you had satisfied yourself that a prior agreement had been made with them by the proper officer to pay them in that way? A. Oh, yes; that as I said is the only reason I paid them.

Q. Do you recollect the particular question raised by the bank whether it was a question as to whether they should pay the salaries of the Consolidated Company as such? A. My recollection is that there was no such question raised; if it was raised it was not raised to me; it was merely a question of salaries or no salaries.

Q. Without speaking of the salaries of Shields and Coyne, and perhaps one or two others, they were all employed on the Canadian side, these officials?

A. Yes, no American salaries were paid.

Q. And no American wages were paid? A. No American wages were paid.

Q. No moneys of any kind paid for American services? A. No.

Q. I think you said the October payments would not come under your notice? A. No.

Q. And there was, I think it is in connection with that—there was some question of a contra account in Shields' case with reference to his October wages—that would not come under your notice? A. No.

Q. Now, there has been a suggestion that the pay rolls were possibly padded in some way either as to men being paid, who should not have been paid, or being paid more than they were entitled to? A. I say it is untrue; certainly not while I was there, nothing of that kind.

Q. And in a few cases I think you told us where the payments seemed exceptional, you stated in a general way that you placed the parties that were paid in a position that they could be prosecuted for obtaining money under false pretences? A. Yes, I inquired carefully into that case, and in every case I did that.

Q. Do you recollect the reasons, perhaps you do not, why Thomas' salary was increased between August and September? A. No, I could not tell you, I dare say I could find out by going over the papers carefully.

Q. The riots had taken place before you went up there the first time? A. Yes.

Q. That I suppose would be one of the reasons why you gave instructions, and yourself acted upon them, to pay the wood men and that class of people first? A. I may say that I was told that unless I started paying wages next morning, the men had been told that they would be paid on the Saturday, I was told the town would be laid waste, and that the militia having been withdrawn, there would be quite a trouble. prominent men of the town told me this.

Q. The question has been raised here about payment to Maclean, the master of a tug? A. Yes.

Q. Do you know, or did it come under your notice that liens were placed against the logs. A. I put myself, or through Mr. Harcourt, I filed liens amounting to a large sum of money against all the logging operations of the company, against the company's logs.

Q. On behalf of whom? A. On behalf of the Ontario Government, as the people were entitled under the Workmen's Lien Act.

Q. The workmen then would have been entitled to do the same? A. Oh, yes, under the Workmen's Lien Act.

Q. So that if the workmen pressed for wages, they could have enforced their rights? A. Oh, yes, quite so; I suppose that we filed liens there for probably 600 men in connection with the logs.

Q. Now, could there have been any padding whatever under the system you adopted unless there had been what may be called wholesale conspiracy between different parties whose duties it was to certify and authenticate these lists? A. I think it would be impossible; I don't think they would have had time to do so if they had wanted to conspire.

Mr. Matheson: Q. You expressed some doubt to the Government as to the undesirability of these liens? A. Oh, yes, I think I did, I think every lawyer would speak of the undesirability of liens as security.

Q. Was there any written contract between these men, Irving, Hamilton or Elliott? A. No, no contract at all; I had the statement of Coyne, Chitty and the three men, and the paymaster, and I think the statement of the auditor; I examined every one I could on it.

Q. Did you ask if there was any written contract? A. There was no written contract.

Mr. MacKay: Q. In the increases in salary that came under your notice, did the increases appear to be justified by virtue of the high position taken by the party interested? A. Oh, yes, that was the case.

Mr. George A. Harcourt recalled.

By Mr. Matheson:

Q. Can you explain this memorandum: "Paid A. B. Wilmot, for October, paid in January"? A. The date on which it was paid.

Q. Who paid it? A. I did.

Q. 8th of January last? A. Yes.

Q. Were there other payments made this year? A. Yes, some were made on the 8th and some were made on the 9th.

Q. What amount? A. I cannot give you the exact figures; in the neighborhood of \$6,000, slightly under that.

Q. That is this year? A. Yes, that is included in the total of \$260,000.

Q. But this is paid last January after all this fuss was over? A. Yes.

Q. How was it paid, by the bank? A. Yes, I authenticated them after comparing them with the pay rolls, and saw that everything was regular.

Q. So that the whole of the payments were not made in October? A. I would not be certain that they did not extend into November, I think they

did. I could on reference to the audit office, give you the date; I am under the impression that they extended into November, and then that we discontinued them until January 9th when I paid some \$6,000.

Q. Why was not that marked "Paid by the Ontario Government"? A. I had not the stamp.

Mr. MacKay: Q. Were all these payments carried out under the same authority as formerly? A. Yes.

Q. Just completing the payments that had not been made? A. Yes.

Mr. Matheson: Q. This is one of the men who was paid at the rate of \$400 per month? A. Yes.

Mr. Smyth: Q. Mr. Drayton said some checks were referred back to you. A. He referred to checks that had been discontinued.

Q. There were none of them in the \$6,000, roughly speaking, payment, were there? A. No.

Public Accounts Committee,

March 30, 1904.

Henry C. Hamilton, called and sworn:

By Mr. Matheson:

Q. Mr. Hamilton, you are solicitor for the Consolidated Company at the Soo? A. Yes, at least I was.

Q. At what time? A. Well, up to, I think it was, the 20th October, 20th or 22nd, we acted for them.

Q. What was your personal arrangement with them? A. The arrangement that we had was—we had three classes; there was a retainer, general salary for attending to secretarial duties, and advising generally, and things of that kind.

Q. How much was that? A. That was \$1,000 per year.

Q. Was this for your firm or for yourself? A. It was for myself. It was what was continued from the time I first acted for the Company.

Q. That was the retainer? A. Yes.

Q. What else was there? A. Well, then there were absence accounts, any member of the firm or myself.

Q. Absence accounts—prescribe the nature of them? A. Any work that had to be done away from home, away from Sault Ste. Marie.

Q. What was the arrangement for that? A. The arrangement for that was \$10 per day and disbursements of all kinds, hotel and travelling expenses.

Q. And what other arrangement had you? A. Then, of course, the ordinary matters of litigation were put in our bills in the usual way for the ordinary fees that would be—

Q. The other two items were not sup-

posed to cover them? A. No; of course I may mention in connection with the salary, while it was in my name the firm shared it.

Q. What time did this arrangement continue? A. Well, it continued up to the time that the receiver went into possession, not only of the physical properties, but also of the directorate of the different companies.

Q. What date was that? A. Well, I think it was the 20th or 22nd of October, one or the other.

Q. Was there any change in the arrangement? A. In which way?

Q. As to the payment of the solicitors' account? A. Oh, no.

Q. At any time up to the 20th October, was there any change in the arrangement as to the terms? A. As to the terms of remuneration?

Q. Yes? A. No.

Q. I see in these accounts you are charged with being paid \$300 for August and \$310 in September? A. Yes.

Q. That was the \$10 per day arrangement? A. Yes, I presume; I imagine they credited two months upon that account.

Q. Were you away during these months? A. I was away during a good part of that, and Mr. Caldwell, another partner of mine there, he was away a good part of the time, too.

Q. How did they make up these amounts? A. Well, I presume the way they were made up was that they simply credited the \$10 per day for that whole time on the general account, and they had not included disbursements in it at all.

Q. You did not put in a detailed account for the time any of your partners were absent? A. Oh, yes, we put in detailed accounts.

Q. Not in connection with these payments of \$300 and \$310? A. Well, there would be a detail as to the number of days.

Q. You were paid simply for the number of days in the month? A. Yes.

Q. You did not put in any specific account showing absence? A. Yes, I imagine we put an account in.

Q. You imagine? A. Yes, because that is the general custom of my office.

Q. That you were absent the whole of the time? A. Either Mr. Caldwell or myself.

Q. I don't want to mislead you—you said there was no change in the arrangement, there appears to have been some change in connection with these payments of \$500—can you explain that \$500 per month each to Mr. Irving and Mr. Elliott? A. Well, they paid by voucher generally, they have what they call the voucher system; we put in our accounts at the time. Well, during the

month of August there was a tremendous amount of litigation; I don't want to say now how many writs were served upon the company; my recollection is, though, it was 119, but I don't want to say that it is 119, but I think it was something like that, and we simply could not conduct the defences of these actions, and protect the companies' interests without we were paid something. My pay, my remuneration, had been a long ways in arrears, they were considerably in arrears.

Q. That is, the \$10 per day was? A. Well, I am now taking the whole general account, the \$10 per day and the general salary; in fact, the general salary had not been paid specifically for, I think it was seven months. Well, then, you see there were these three classes of accounts, which had been rendered the company, and there was a large balance owing, and of course you understand that includes all accounts and disbursements; it is not only just what may appear there as salary, which would go to any member of the firm or to myself; it covered—there are four of us barristers in the office; there are four or five stenographers, sometimes four, sometimes five, and the disbursements for telegrams were large, and then, of course, the disbursements under these proceedings in liquidation were pretty large.

Q. Were you in the habit of rendering these accounts? A. Yes.

A. Why were you not paid? A. Because there was very little money during that time.

Q. Was not money being furnished from Philadelphia? A. It was, but not furnished to meet our accounts; of course, we were expecting every day that Mr. Shields would have succeeded in his reorganization plans; we were not pressing the company; as long as we got enough merely to carry along we were satisfied, and in that way our accounts ran a long ways in arrears. Well, when it came down to August and September, I am speaking now generally, they did expect to get money from Philadelphia to pay, and the only persons that were to be paid were those upon the pay roll.

Q. When did this information come from Philadelphia? A. Well, I could not say that. Mr. Matheson.

Q. When did you first hear of it? A. Well, I heard of it in October, the early part of October.

Q. Some time in October you heard that only the salaries were to be paid, only the wages? A. Yes, the wages and salaries of those who could go on the pay roll. Well, we had in charge then all this enormous amount of litigation, heavy expenses; we had to defend these

actions; there was a large balance due us, and we simply said we have got to get funds from some source to defend these actions, and so I understand they put us on the pay roll to the extent of \$500 per month, Mr. Irving and Mr. Elliott, who had charge of the litigation from July.

Q. You understand that? A. I understand which?

Q. Had you any part in the negotiations before it was done? A. No.

Q. Who did? A. It strikes me it was Mr. Irving, either Mr. Irving or Mr. Elliott, but I think it was Mr. Irving.

Q. What time in October was it that this arrangement was made? A. It might have been earlier than October, this arrangement, but I did not hear of it until October.

Q. Are you the senior member of the firm? A. Yes.

Q. Would you not hear of an arrangement of this sort? A. Well, not necessarily.

Q. A matter of a couple of thousand dollars, \$2,500 or \$2,600? A. Well, but it would appear on the books of the firm; they would give credit for it.

Q. No, no, but what I mean is that this arrangement that they were to be put on the pay roll—would it be after the Government had agreed to pay the salaries, the wages? A. I could not say as to that, because I was not present when the arrangement was made.

Q. Well, who made this arrangement? A. I think it was Mr. Irving.

Q. Was Mr. Elliott concerned in it, too? A. Oh, yes; he is of course a member of the firm; these payments of course were put on the pay roll really on account of large arrears which were due us.

Q. Did you ever get any money from the company, any money except what you got from the Government? A. Well, I have frequently been paid.

Q. No, I mean on this \$1,000 a month to Mr. Elliott and Mr. Irving? A. Not in that way; I have often got \$500 on account.

Q. Yes, on general account? A. Yes, paid that way. There is another thing that I would like to explain to you that in addition to all this we were liable to, at least the extent of \$1,500 for agency fees throughout the country, which if the company do not pay we are personally responsible for.

Q. Oh, I have no doubt you have a big account against them; it is a question as to whether the Government should pay it. Do you know anything about these pay checks? A. No.

Q. Did you ever see them? A. No, not in detail; I have seen them in the distance; yes, I presume that is what

they were; I saw them in the company's office working at them.

Q. There is an item here in your name, H. C. Hamilton, counsel—it is in the September pay list—absence, salary and disbursements, \$2,841.24? A. Yes.

Q. Did you see that account when it was put in? A. It is likely I did; it would be made up, you see, from the various accounts which have been put in, and that I presume would be the balance that they arrived at on that particular account after crediting these payments of \$300 and \$310.

Q. You put in the account, and the Government agents refused to pass it? A. Yes.

Q. I suppose they refused to pay it? A. Yes.

Q. Although it is marked absence salary? A. Well, I understand they confined it to the months of August and September; that was the—.

Q. Was Mr. Shields about the Soo at all from June to October? A. June to October, he was in New York most of that time, nearly all that time, between New York and Philadelphia, in connection with the reorganization.

Q. Did you ever meet him there at all between June and the middle of October—he was in the Soo about the time the payments were being made? A. Sometime about that; I know it was in the fall; I should say it would be in the early part of October.

Q. He was there to draw his salary under this arrangement; before that did you see him from June to October? A. Well, I saw him in New York a couple of times; I went down there to see him.

Q. Where was he staying there? A. He was staying at the Waldorf.

Q. He appears to have been having a good time down there most of the time—can you give us any information of your own knowledge about the arrangement between your firm and the company about this \$500 to Mr. Irving and Mr. Elliott? A. Not any other than what I have said.

Q. I would like to get one of the firm who could do it? A. It was simply to be in payment on account of these arrears.

Q. That is just what you heard? A. Yes.

By Mr. MacKay:

Q. Then what you say, Mr. Hamilton, is practically this: the reason that these amounts of \$500 and \$500 and \$300 were put on the August and September pay rolls was because at that time it was the company's only method of getting payment for moneys that your firm insisted upon before your

firm could continue the work? A. That is what I understand, yes.

Q. And this large sum, \$2,841, is an unpaid claim which was due the firm for work? A. Well, of course it would likely be in my name, but the firm was interested in it. Mr. Irving, Mr. Elliott, Mr. Caldwell and myself, would be all interested in that absence account.

Q. And that would be a balance due you or the firm at the crediting on account the payments that appear on this pay roll? A. Yes.

Q. And in addition to that would you have a general account or several accounts against the company at that time? A. Oh, yes, we had a general account.

Q. Now, Mr. Shields, do you know or were you sufficiently in touch with him to be able to say what he was working at from June to October when he was over on the other side? A. You mean when he was in New York and Philadelphia?

Q. Yes, A. Yes.

Q. What was he doing? A. He was endeavoring to bring about the reorganization of the company; the started two plans, one the raising of seven and a half millions of dollars on a bond issue, that was the first plan, that fell through; then they attempted some other plan of reorganization, which when that fell through they closed down the work; that is what he was engaged in when he was down there.

Q. To put it in another form, he was still working for the company endeavoring to put it on a solid financial basis? A. Yes.

By Mr. Matheson:

Q. Had you anything to do with the payments on the Michigan side? A. In which way?

Q. In attending to matters of litigation? A. No.

Q. Had Mr. Caldwell? A. No, he sometimes—we did once, of course, that was away back in 1902.

Q. Not lately? A. No. Sometimes a matter though would be involved to a certain extent on both sides, you see the Lake Superior Power Company were developing power, and very often they went right up to the boundary, and sometimes it would be a matter of communication, we would have to confer with the lawyers on the other side.

Q. Was any account paid to Mr. Caldwell? A. No, not directly.

Mr. Matheson: I would like to get the other member of the firm.

D. D. Lewis—called and sworn:

By Mr. MacKay:

Q. In August and September, what position did you occupy? A. General

superintendent of the Algoma Steel Company.

Q. When did you enter into the employ of the Algoma Steel Company? A. On the 15th of March, 1901.

Q. What experience, what length of experience I mean, have you had along that line? A. In the steel business?

Q. Yes, just briefly? A. It covers a period of thirty-three years the coming 5th of next July.

Q. What was your salary? A. My salary was \$12,000 a year.

Q. Is that a reasonable salary for a man in your position? A. It is.

Q. Did you say you were general superintendent? A. General superintendent.

Q. Now, just look at these pay rolls, Mr. Lewis, this September pay roll and this August pay roll, this is apparently a copy—did you certify the August and September pay roll for what are called the steel works? A. I certified to these rolls, they were all made up in my office.

Q. The rolls were made up in your office and you certified to them? A. Yes.

Q. Are the rolls correct as to the men that worked there, as to their rate of wages, and as to the amounts in every way? A. They are.

Q. It has been suggested here by way of interrogation, it has been stated in the newspapers that these rolls, particularly the steel company's rolls, were padded, that men were paid that did not do any work, etc.—is there an element of truth in that?

Mr. Matheson: I object to that question, there was no statement of that kind made.

The Chairman: If Mr. MacKay will leave out the "particularly to steel work," it seems to me it should be allowed.

By Mr. MacKay:

Q. It has been suggested here by way of interrogation, it has been stated in the newspapers that these rolls were padded, that men were paid that did not do any work, etc.—is there an element of truth in that? A. I say emphatically no, they have not been padded.

Q. Speaking from the rolls that you had charge of? A. Yes.

Q. Is there, then, a single dollar or a cent certified to, so far as the Algoma Steel Company is concerned, that is covering what is or ordinarily known as the steel works, that was not earned? A. No.

Q. Then were the steel works what we will call going in full blast in August and September? A. No, the steel works have not been in operation since the 28th November, 1902.

Q. Do you mean by that that you have not been making actually steel rails since November, 1902? A. We have not rolled a steel rail or made a ton of steel with the exception of an experimental run, which we made in 1903, when we made a run for one day, on experimental rails, with the introduction of nickle.

Q. What were the men working at, then, in August and September, if rails were not actually being manufactured? A. That leads me to make a clear and concise statement of the facts: When we were in full operation we had an organization of approximately 700 men. Owing to the condition, the phenomenal condition of the machinery markets in the United States, we failed to get delivery of our material, and the increased price of pig iron prohibited our going into the market and purchasing pig iron at a price that we could roll rails, we simply had to stop rolling rails and devote our whole attention to completing our blast furnaces. We had two furnaces under construction, and, taking this organization of men who had come to Canada and brought their families with them and identified themselves with the community, instead of these men packing their household goods and embarking for other parts, we offered as an inducement to them to stay there, that we would give them employment at reduced wages, and we would engage them on the construction of our blast furnace plant.

Q. Now, Mr. Lewis, the men whose names appear upon the steel company's pay rolls for August and September were then engaged at what, during that time? A. Engaged in installing the ore bridge, ore bin system, electric distributing cars, ore gantry bins, blast furnace skips, and boiler equipment, blowing engines, condensing plant, water supply, railroad tracks and sewer, pig casting machines, scales for weighing material, grading and filling, all of which came under the head and were paid for in the pay rolls for the months of August and September.

Q. Did I gather from one of your answers correctly, to get it concisely, that a good many of these men that were paid in August and September would not be at the skilled work that they would have been had the works been in full operation, and therefore were paid less wages than they would have been if— A. Yes.

Q. In other words, they were paid according to the class of work they did? A. Paid for the services rendered.

Q. What, if any, care, or can you

speak as to this, was taken as to checking you list before the banks paid, as guaranteed by the Government? A. I don't know myself of anything other than that I delivered these pay rolls myself personally to our treasurer, Mr. A. H. Chitty.

Q. You did certify to the pay rolls? A. I did.

Q. Now, speaking generally, taking the large works that you had superintendence of, were the salaries paid in excess of, or were they about equal to, similar salaries paid elsewhere? A. I would answer that question this way, by saying that the organization I had brought to the Soo and were engaged during the period that our works were operated, have since secured positions at salaries at not less than 33 per cent. more than we paid them at the Soo.

Q. That is, when you were not able longer to employ them, they got better salaried positions elsewhere? A. Yes, sir.

Q. Would it be a matter of ordinary or was it a matter of ordinary business experience in your department, that individual cases from time to time to increases in salaries or wages should occur? A. Increases of salaries would always follow with a change of position; we had established rates for mechanics, for blacksmiths, for instance, for each and every skilled position in the works, and when a man would change from one position to another, he would be entitled to, and would, receive the benefit of the increased salary if there was any went with the position.

The Chairman: Promotion brought increased salary? A. Always. We did that as an incentive to make every person in the organization to feel that he is a part and parcel of the institution, that he is there on his merits.

Mr. MacKay:

Q. W. O. Thomas, was he in your department? A. Partially so, his duties covered our department.

Q. What was his position, do you know? A. Chief electrician.

Q. When did he leave the company's works there, or did he work until the receiver was appointed? A. Well, he left here long after the properties were in the hands of Speyer.

Q. Some question has been raised as to his salary having been increased—can you say how his salary compared with what he received after he left the Soo—to put the question in another form, I see by the pay roll here that Mr. Thomas was earning apparently in October at the rate of \$250 per month? A. Yes.

Q. Do you know what he got after he left the company's service? A. No,

I don't know other than that he told me he was bettering his condition; there were no figures quoted; he severed his connection to accept a more remunerative and responsible position.

Q. Perhaps you can give from your own pay roll the names of the supervisors, foremen, and something of that sort? A. Harry R. Hall, superintendent of blast furnaces.

Q. Is he still in the company's employ? A. No.

Q. Did he improve by leaving? A. He did to the extent of 100 per cent.; he doubled his salary.

Q. Give me another in your department? A. George W. Hamilton, superintendent of rail mills.

Q. What did he get? A. He left a position paying \$30,000 a year to accept a position bringing him in \$4,500 a year.

Q. Take another department? A. J. B. Clark, superintendent of converting works; he has accepted a position with the United States Steel Company of Pittsburg. Now, I am not clear as to his specific salary, but it is more than he was getting at the Soo.

Q. Speaking generally, he left it in order to improve his position? A. Quite so.

Q. Speaking generally again, in August and September and October would there or would there not be far less men working in connection with the steel in your department than there was when the steel plant was in full blast? A. Oh, yes; when the construction was nearing completion we were laying men off, curtailing expenses. We were just getting down to a point when we had our plant ready to put the match to, to start it up.

Q. My question is not answered any too clearly; were there a great deal less men employed in August, September and October than there would have been if the steel plant had been in full operation? A. Oh, decidedly.

Q. Something was said about when the match was lit, 26th of October; perhaps you can tell us about that; something has been said about fire starting at election time; can you tell us anything about that; was that in the steel plant? A. I don't think so; I wish we had a match to-day; possibly the trouble would not have been precipitated there if there had been fires. The plant was ready to operate and put a match to and fire it up when the crash came.

By Mr. Matheson:

Q. And was there anything done? A. There had been fire in that for five months, but not the right kind of fire. We had wood in there drying out the fire brick, and we had our boiler plant

in the steel works under steam all summer, because we were using the plants for the construction of the last furnaces. There had been smoke coming out of the stocks continuously, but not the right kind of smoke; we wanted pig iron.

Q. You did not get the pig iron; what was the reason? A. Well, financial reasons.

Q. What time did your salary of \$12,000 commence? A. Before I landed in Canada.

Q. From the commencement of your employment at the Soo? A. My contract on coming here called for it.

Q. I suppose from time to time you would lay off the men? A. Oh, yes.

Q. How many men had you from January to October? A. You mean ordinarily employed there?

Q. Of all kinds on the steel plant? A. From January to October, 1903?

Q. Yes? A. Oh, well, we had as high as 400 sometimes, and it would depend upon the class of work, when we could work them it was on and off, when we had iron work and machinery, we would put the men in to work, and we would lay them off when we did not get it, and they would go up into the woods.

Q. What would be the average? A. We always had enough of work to keep at least 300 men going.

Q. All the time? A. Night and day, we did quite a lot of our work during the night time.

Q. Of course men who worked at night would not work in the daytime? A. No.

Q. Were the charcoal works under your supervision? A. No, not under my supervision.

Q. Do you know whether they were working? A. They were in operation.

Q. How many men would they employ? A. I am not familiar with the details of their organization at all; I would guess it at probably 75 men, taking the reports.

Q. What did they do with the charcoal? A. They disposed of the charcoal to American iron companies, exported it.

Q. So I would understand from November to October, November, 1902, to October, 1903, there was practically no revenue from the steel plant, it was all on construction work? A. All construction work.

Q. You were not turning out—A. Absolutely nothing, we shipped a little stock we had on hand, we had quite a number of rails on hand; we shipped 1,500 tons of rails to the Intercolonial Railway.

Q. When were they shipped? A. Previous to closing down.

Q. Previous to November of 1902. A. They were; I only mentioned this to show that we sometimes utilized these men for that work, anything that we could do to keep our customers in good humor, and have them come around again.

Q. Was Mr. J. B. Clark in the employ of the steel plant? A. He was, he is not now.

Q. His salary was \$250 per month? A. \$250 per month, yes, sir.

Q. What was his occupation? A. He was superintendent of the converting works.

Q. Was Richard Jones one of your men? A. No.

Q. Was W. Gurlitt? A. Yes, he was.

Q. What was his salary? A. \$210

Q. W. B. Henderson? A. \$125.

J. O. Staunton? A. \$200.

Q. James T. Boxton? A. \$125.

Q. Andler Rose? A. I don't know him.

Q. He is in the steel plant here, \$100 per month? A. I don't know him.

Q. H. M. Davis? A. He was our auditor, \$200 per month.

Q. W. D. Jones? A. He was our master mechanic, \$200.

Q. So that there were quite a number pretty good salaries in the steel plant? A. No, I question that.

Q. Well, I mean they got from \$100 to \$200 a month? A. Well, you can measure that with your idea of things.

Q. I do not say they were not worth all they got, but they were more than ordinary workmen? A. Yes, it requires knowledge, skill and experience to fill positions such as these men held. Some of these men have been associated with me for eighteen years.

Q. A great many of these men earned \$100 per month? A. Quite a number. Some of these men who formerly got \$6 per day, when working on construction work, only got \$2 per day. This man Heathcote, for instance, formerly was getting \$6, afterwards getting \$2.50. Steel corers were paid \$4, and after the closing down only \$2.

Q. Your explanation of the employment was that it was construction work? A. All construction work, and we shaded all salaries, made an amicable adjustment with our workmen without any dispute, and they agreed to accept this temporary work until the whole started up in full.

Q. Were you ever up the railway? A. The Algoma Central Railway?

Q. Yes? A. Oh, yes.

Q. How far up have you gone? A. Possibly 55 miles.

Q. Have you been to the end? A. No, I have been up to Trout Lake, I think that is about 55 miles.

Q. Were any accounts settled by way of salary in connection with the Soo works—you heard the evidence of Mr. Hamilton? A. I have no knowledge of any of the accounts, or of any of the book-keeping, or of any of the financing of the company outside of my own department.

Q. But in connection with the steel plant were any accounts paid in the shape of salary? A. Absolutely none.

George A. Harcourt recalled:

By Mr. Matheson:

Q. Are you in the employ of the Government now? A. Not now, no, sir.

Q. Have you been since you left the Soo? A. I was for some little time.

Q. Were you in January? A. Part of January.

Q. In what position? A. I had no title, sir.

Q. What was your work? A. It was in connection with these payments.

Q. Did you certify for the Government to the October lists, certify to the banks to pay them? A. Such as were paid, yes.

Q. When was Mr. Shields paid \$1,693.50 for October? A. The date is shown on the pay roll.

Q. Is that January, 1904? A. Yes.

Q. Was Mr. Coyne paid the October account charged him on the same day? A. I did not look at the figures.

Q. Well, just look at this? A. Mr. Coyne was paid on the 8th.

Q. What other officials of the consolidated company were paid on the 8th January, 1904, for October, 1903? A. J. S. Wynn, assistant secretary and controller, the amount earned is \$640, he actually got \$255.77. T. E. Donoghue.

Q. What is his position? A. Secretary to the president, \$152.42.

Q. A. H. Chitty, treasurer, he was paid in January for October? A. Yes.

Q. W. H. Powell, purchasing agent? A. He was paid.

Q. D. Coyne, coke inspector? A. \$66.77.

Q. On the same date? A. Yes.

Q. On the 9th of January, Mr. J. E. Irving, counsel, is paid how much? A. \$338.78.

Q. And Elliott? A. \$338.78.

Q. They were not paid for October until the 9th of January last, 1904? A. No, sir.

Q. Have you any more paid that day? A. I could show you quicker from the assignment sheets.

Q. Mr. Lewis, do you know when he was paid, \$645.16? A. The 8th or 9th of January last.

Q. There were a number of others paid on the 8th or 9th, were there not? A. A few others.

Q. What authority had you to certify to these? A. I had the instructions of the Attorney-General.

Q. Were they written? A. No, sir.

Q. This Order-in-Council has been put in already, 18th December, 1903? A. Yes, sir.

Q. There was an Order-in-Council passed agreeing with the report of the Attorney-General, it is so important that I am going to repeat it. Read the report, will you?

(Witness reading): "The undersigned respectfully reports with reference to the Order-in-Council of 2nd October, 1903, authorizing agreements to be entered into with certain banks assuming responsibility by way of guarantee or otherwise for payment to the said banks of such moneys as might be advanced by them respectively in payments of wages or salaries of employees of the Consolidated Lake Superior Company and of its (Ontario) Subsidiary Companies due and payable on the 2nd day of October, 1903, that it having appeared that the Receiver who took possession of the property and plant of the said Consolidated Lake Superior Company on or about October 20th last repudiated any responsibility for the October wages and salaries of the said company's employees; and it having further appeared that said action on the part of said Receiver occasioned serious hardship, the majority of the said employees, such as clerks, draughtsmen, watchmen, caretakers, mechanics, laborers, etc., not being in a position to enforce their claims and no work being available in Sault Ste. Marie for those discharged the said banks were informally authorized to pay such October wages upon presentation of time checks duly authenticated; such payments, however, to be restricted to the class of employee above indicated, chief clerks and foremen whose services had continued on and after first October, but not to include the salaries of general officers or heads of departments nor the wages or salaries of employees whose service had been taken over and retained by the Receiver.

"The undersigned therefore recommends that an Order-in-Council be passed confirming the actions of the said banks in paying such October wages and giving the said banks any further authority that may be necessary for payment of the accounts of G. A. Harcourt for the services of himself and assistants in connection with the work done and to be done by him in connection with the supervision and audit of the payments made under said Order-in-Council of October 2nd, and here-

under and to add said sums to the amount of their respective accounts. (Sgd) J. M. Gibson, Attorney-General."

Q. Was that signed by Mr. Gibson? A. Yes, it is signed J. M. Gibson, Attorney-General. This is a copy.

Q. Had you written or verbal instructions from Mr. Gibson? A. What date are you referring to now?

Q. When you paid these accounts in January? A. Verbally.

Q. So that they were paid, though this Order-in-Council recommended that they should not be paid? A. I have read the Order-in-Council, sir.

Q. Well, that is the one you have just read out? A. That is what I say; it speaks for itself.

Q. You know nothing about it beyond your instruction? A. Your question may mean anything; you mean in reference to the Order-in-Council.

Q. You knew that this Order-in-Council stated that it was not to include the salaries of head officers or heads of departments or salaries of employees whose services had been taken over by the receiver? A. I was not paying under that Order-in-Council.

Q. You paid under the Attorney-General's instructions? A. Yes, sir. I asked or mentioned in some way that the bank would require some authority, and I assumed that the bank would get the authority at the time I got there, and, knowing the roundabout way instructions were received by branch banks, I laid some stress upon that.

Q. Where was this money paid? A. In the Imperial Bank.

Q. In Toronto? A. At Sault Ste. Marie. The banks here would not handle it.

Q. You went up there and settled it there? A. Yes, sir. The men were all there.

Mr. MacKay: Q. You did not pay any that the receiver had paid? A. No, not that I am aware of.

Q. The receiver who took possession about the 20th of October refused to become liable for the wages earned between the 1st and the 20th? A. He repudiated responsibility absolutely.

Q. And it was certain of these men who had worked between the 1st and the 20th of October as to whose wages he repudiated responsibility that you paid? A. Yes.

By Mr. Smyth:

Q. Are these the time checks of Maclean and McIntyre? A. That purports to be a time check, Alexander McIntyre.

Q. That is on the regular form of time check? A. Yes.

Q. The same as all the others signed by the—A. That is the common form, do not misunderstand me, there are a number of forms of time checks, the woods department is a slightly different form, the charcoal wood department had a third form, etc. But this is the one in common use.

Q. Who gave authority to the bank to pay that check? A. I did not pay it, that is all I can tell.

Q. Did you give the authority for the bank to pay it? A. I was not acting in connection with the payments at all at that date.

Q. It is not certified to by anyone on behalf of the Government, all the time checks were certified to by someone on behalf of the Government.

Mr. MacKay: Mr. Harcourt says, apparently, or he explained clearly in his evidence before that he initiated the signing of the check by the Government agent, but that Mr. Drayton had not done so, that Mr. Drayton had supervised them, but Mr. Harcourt had taken the further precaution of stamping his name on the checks? A. I wanted to be in a position to state whether I had paid a check or not, myself.

Mr. MacKay: Q. You observe the check is stamped, Thos. Williams, paymaster? A. Yes, on both.

Mr. Smyth: Q. The other checks here were approved by the Government official after Williams had signed it? A. None of them except what I handled myself.

By Mr. MacKay:

Q. These checks that Mr. Smyth has asked you about are also marked approved for payment, and signed by Mr. Coyne—what do you say to that? A. Yes, finally; I may explain how a time check is made out: the time-keeper of the department in this case made up this time check, and he signed it there. Now, that check is not good until further approved by the head of the department, H. R. Davis, who signs it here; then that was further approved by William Coyne, assistant to the president, and when it was presented for payment by the Government, it was authenticated by Thomas Williams, paymaster, his signature shows it, who made the deductions that were called for.

Mr. Smyth: Q. You have no knowledge when these names were put on the pay rolls? A. Oh, no, I know nothing about that.

Q. You have no knowledge whether he was a contractor or foreman, what he was? A. I have no information except what I gave here.

Q. The same applies to A. D. Mac-

lean? A. Yes, Maclean was paid on the 7th.

Q. Who should have certified for the Government? A. Mr. Ford should have certified to them.

Q. From that time check does it not read as though that was the amount per month he was paid for his time? A. Well, I can only speak by comparison with what a tug would get.

The Chairman: You do not know anything about it? A. It would depend upon the size of his tug.

Mr. Smyth: Q. Would you not make out that that check was \$250 for one month for the hire of the tug? A. It is something for one month.

Q. And the other time check, Mr. McIntyre's time check, read as though it were for a foreman for one month? A. For services, foreman of masonry, one month.

Q. So that decides any question as to what his duties were, some said he was foreman, some contractor? A. I know nothing about that.

Q. You know Mr. McIntyre? A. Yes.

Q. You know that he was license commissioner at the time? A. I appeared before the license board opposing an application last year, and he sat on it.

Mr. MacKay: Q. You were asked a question, Mr. Harcourt, as to whether it was not somebody's duty to certify on behalf of the Government to the correctness of these pay checks? A. Yes.

Q. And you say that you did stamp your name? A. Yes.

Q. And if Mr. Ford acting before you had inspected them and gone into them so far as he was concerned and satisfied himself that the amount was correct, and had ordered it to be paid the same result would follow? A. Oh, yes, the bank was quite satisfied, I merely did it for my own protection.

Q. The same result would follow there is no virtue in the stamp? A. No, it only identifies the check as having passed through the hands of a definite person.

Q. When these checks were being paid the bank teller and the Government agent were present? A. Oh, yes.

Mr. D. Lewis recalled.

By Mr. MacKay:

Q. It just occurred to me, I called your attention to it, as to the work going on during September and October in the steel plant—was anything being manufactured and turned out. I want to get that clear? A. Absolutely nothing from the steel plant proper.

Q. Well, then, in the department that you were superintendent of? A. You may be confused with the charcoal department. To explain it, Mr. MacKay,

the Algoma Steel Company absorbed the charcoal branch of the business just about the time that the crisis came, and it comes under the heading and appears on the pay rolls under the heading of the Algoma Steel Company, but it was under the supervision of Mr. Clark.

Q. I think there is confusion in the evidence between witnesses—you say there was nothing going on; others consider that as part of the steel plant, and so they say part was in operation?

A. The steel plant was not in operation.

Q. Charcoal, then? A. Charcoal was.

Q. Retort works? A. Retort works.

Q. Nothing else in that line? A. Absolutely nothing; those were the only two branches that were absorbed by the Algoma Steel Company.

Mr. W. A. McLean, recalled:

By Mr. Carnegie:

Q. You said you were a licensed surveyor? A. Yes.

Q. Where did you graduate? A. Here in Toronto, examinations are conducted here.

Q. With whom did you serve? A. With Mr. Campbell.

Q. Is that the present—A. Assistant Commissioner of Public Works.

Q. How long did you serve in the field? A. Three years and over.

Q. Did you find out the date in which you left Toronto to conduct this survey? A. Yes.

Q. What date was it? A. I found that the time when I was actually at work on the survey was seven weeks; the time that I actually started for the survey was July 22nd.

Q. You went from here to Mattawa? A. Yes.

Q. You engaged your men and bought your supplies there? A. Yes.

Q. How many men had you to assist you? A. Something like fourteen, I am not sure.

Q. Whereabouts is McCool and Munro townships? A. They are up close to the south shore of Lake Abitibi.

Q. How long did it take you to go from Mattawa to these townships? A. It was August 12th, I think, when I reached there.

Q. What route did you take in going? A. I went from North Temiskaming to Plotz depot, and up to Kuinze Lake.

Q. What kind of lines did you run in surveying a township? A. I ran twelve miles of boundary line, or rather eighteen boundary line; the rest were subdivision lines, concession lines and side lines.

Q. Would these be simply astronomical lines or simply ordinary lines? A. Astronomical lines.

Q. All of them? A. Yes.

Q. How many acres is there in these

townships? A. 2,364, I think, is the number.

Q. You received \$2,600 from the Department for the work done? A. Well, no, I didn't say that; \$800 was advanced at the start.

Q. On each township? A. No, \$400 on each township when I started in, and I received the \$1,800 when I was coming out, to pay the expenses.

Q. If you had surveyed the whole of these townships you would have received from the Government in the neighborhood of \$4,000, would you not? A. Slightly over that, because I was paid for the boundary lines, additional 12 miles.

Hon. Mr. Davis: Q. Is that what we call base lines? A. It is practically a base line; there were two townships in that shape (witness sketches plan). The line was run down between the two.

Mr. Carnegie: Q. Apparently then you had about an equivalent to the work of surveying a township and a quarter? A. Yes.

Q. Was the work in either of these two townships actually completed? A. No, I have to complete the work.

Q. I suppose you returned your field notes to the Department, did you not? A. Yes.

Q. And you made reports from time to time? A. Yes.

Q. And I suppose these field notes could be had in the Department, could they? A. Yes.

Q. Well, what proportion do you think yourself you have actually completed? A. I think that the number of miles I ran was something like 68.

Q. And how many miles would there be in all to run? A. Something like 130, I think.

Q. On what date did you commence your return? A. On October 2nd, either 1st or 2nd.

Q. October 2nd? A. Yes.

Q. You said yesterday that the Deputy the end of September? A. No, I think what I said was that I had worked in the townships for about seven weeks, until the end of September.

Q. What date were you again in Toronto? A. On the 13th of October.

Q. You were just about three months away? A. Hardly three months.

Q. You said yesterday that the Department usually allowed you three weeks' holidays, did you not? A. Yes.

Q. I am informed that the custom is only to allow two—were there any exceptional conditions in connection with your case? A. No, I have always understood that three weeks was the vacation allowance.

Q. You are allowed three weeks' holidays, and the report shows that you were paid for eleven months—that did not make up the full period that you

were absent; how was the balance made up? A. Well, I was given leave of absence without salary for one month. I was expected to have the three weeks further. I found that the survey took much longer, the additional absence was not considered, I believe, any fault of my own.

By Mr. MacKay:

Q. Can you say, roughly, how long it took you going to the place that you surveyed, and coming back from the place that you surveyed to Toronto? A. Took in all about—

Q. Roughly? A. About five weeks.

Q. Was it at all estimated in making the bargain with you that it would take that long? A. No, it was not expected.

Q. And you say you understood that the vacation allowance was three weeks? A. I have been in connection with the service for eight years.

Q. Have you always taken holidays? A. No, I have not.

Q. How many years have you not had vacation? A. For three or four years.

Q. For three or four past years? A. Yes.

Q. Was allowance made to you this last year on that account? A. I expect so.

Q. But when you did take vacation, how much did you take? A. I took three weeks.

Q. I think you told us that out of that \$2,600 you had to pay all expenses? A. Yes.

Q. What expenses—men's wages? A. Yes, men's wages, camp equipment, supplies, and transportation.

Mr. Carnegie: Q. Is it the policy usually to give surveys to employees in the Department? A. I don't think it is, but last year was an exception.

Q. Do you know of any other cases where surveys of this kind have been given to others in any Department. A. I have not made any inquiry with regard to it; I understand that last year there was difficulty in getting all the surveyors that were wanted for the work, and they were anxious to get as much work done as possible; I presume for that reason they engaged me

Q. Your firm are solicitors for the Consolidated Lake Superior Company? A. Yes, sir.

Q. You are down here on this list, you and Mr. Irving, credited with having received from the parties acting for the Government the sum of \$500 for August, \$500 for September, and \$338.71 for October. Under what arrangement did you receive those amounts? A. Arrangements were made in July, 1903, with Mr. Coyne that we should be placed on the pay roll and the moneys received from the pay roll credited on account of bills rendered from our office.

Q. How long did this arrangement continue? A. No limit was set. I understood that it was not to continue as a permanent arrangement.

Q. Not as a permanent arrangement? A. Until we had been paid a substantial amount of the company's indebtedness to us and for future services.

Q. Why was this arrangement made in that way? A. It was the only business way in which it could be done. There was no money available at that time.

Q. Where did this money come from? A. This money?

Q. Yes, that you were paid? A. Well, from the Provincial Treasury, I suppose.

Q. You say there was no money available at the time? A. Yes, we thought the company had no money except for the pay roll?

Q. Where did they get money for the pay roll? A. From Philadelphia.

Q. Did you get a payment like this in July, you say the arrangement was made in July? A. Yes, but no payment.

Q. Why was it not paid in July? A. It was to be started the next month.

Q. Who did you make arrangements with? A. Mr. Coyne.

Q. Had not instructions been given that there was nothing except for the pay roll? A. That is what we understood from Mr. Coyne.

Q. Was not this rather getting around, it was not a pay roll account? A. I do not think so. There was no intention of getting around. Our account on the 1st July was about \$17,500, which we had rendered to the company. We were a long way behind. We had to get money to carry on work as the company's solicitors.

Q. Do you tell us that at that time all the arrangements were that you had spoken to Mr. Coyne? A. I spoke once and arrangements were made also by Mr. Irving and Mr. Coyne.

Q. What time in July? A. I am not sure. Before the end of July.

Public Accounts Committee,

Tuesday, April 6th, 1904.

Mr. A. Elliott sworn and examined by Mr. Matheson:

Q. You are a member of the firm of Hamilton, Irving & Elliott, a legal company at Sault Ste. Marie? A. Yes, sir.

Q. Did you see the pay rolls? A. No.

Q. Did you ask for the August pay? A. No, we knew that some money came from Philadelphia and expected that some money would be provided to pay fees.

Q. When did you tell Mr. Hamilton about this arrangement? A. I do not know. I do not think that we told him.

Q. When did you hear from Mr. Irving? A. In July.

Q. Was Mr. Hamilton about the Soo at that time? A. No.

Q. Was he not back and forth? A. Well, he was not there very much. He came back and forth occasionally and was there very little.

Q. He gave evidence the other day that he first heard of this arrangement in October? A. That may be true.

Q. Is it not strange that the senior partner of the firm should not hear of an arrangement like this? A. Oh, no.

Q. Which member of the firm is supposed to be the solicitor for the company? A. Mr. Hamilton was the original solicitor of the company and continues so. We had a lot of business there for the company not all confined to our office. Mr. Hamilton was away most of the time on account of his business for the company. I did not see Mr. Hamilton's evidence nor hear what it was, but I suppose he told of the arrangements to render outside accounts of \$10 a day.

Q. And they were put in for the full time and he got \$310 a month—\$10 a day for the number of days in the month? A. Quite so.

Q. I suppose the company owe your firm a large amount now? A. In addition to the amount I have stated, about \$17,500 on the 1st of July, our accounts for July, August, September, were in excess of \$4,000. That is accounts rendered from the office.

Q. If you and Mr. Irving were put on at \$500 per month, why not Mr. Hamilton? A. There was no necessity for that, his work was all outside.

Q. The whole object of you being put on was to get money on your general account? A. And for future services which were to be rendered for the company.

Q. Well, why did you not put on Mr. Hamilton as well, for the amount of \$500. His outside work in no way conflicted with yours, and was not the whole object of the agreement simply to get \$1,000 per month extra? A. To get the money owing to us.

Q. At the rate of \$1,000 a month in addition to Mr. Hamilton's \$10 a day? A. Yes.

Q. Why stop at \$1,000 a month? Was

there any reason to say whether \$500 or \$600 should not be charged? Was there any written contract? A. Oh, no I think not.

Q. Just a conversation between Mr. Coyne and Mr. Irving? A. Yes.

Q. Did your firm get any letter at any time agreeing to put you on at \$500 per month? A. No, I think not.

Q. The whole transaction was based on a conversation between Mr. Coyne and Mr. Irving? A. Quite so. That was sufficient.

Q. Was this explained to the Government agents? A. Yes, it was explained to the Government agents.

Q. That there was this arrangement? A. Yes.

Q. And the object was simply to pay solicitors' accounts? A. Yes, and to enable us to continue work as solicitors to the company.

Q. Did Mr. Ford object to pay your account? A. He inquired into the circumstances, but I think it was Mr. Drayton who inquired more particularly.

Q. As a matter of fact, Mr. Ford did not pass it? A. Well, I do not believe he refused to pass it.

Q. Apparently, Mr. Ford did not pass any of the accounts at headquarters? A. I think Mr. Drayton dealt with it.

Q. Did your firm make and representations to the Government down here in connection with paying these accounts? A. I think not.

Q. When were you paid the October accounts of \$338.71? A. I forget what day it was.

Q. Was it the 8th or 9th of January last? A. Yes, I think it was likely.

Q. Why was it not paid in October? A. Well, I think when we were put in the October pay roll presented to the Government, the agent did not include the October payment. He just covered the two months.

Q. August and September? A. Yes, August and September. The October pay roll was not made up.

Q. What do you know, Mr. Elliot, about the payment of the headquarters staff in January; what negotiations went on? A. Well, I know very little about that. All I can tell you is that Mr. Harcourt came to the Soo.

Q. Do you know that by Order-in-Council of 18th December that no one was to be paid on the office staff? A. Which Order-in-Council?

Q. 18th December? A. No.

Q. When Mr. Harcourt discussed it, what was said at the Soo? A. Mr. Harcourt discussed these accounts, and said there was not enough money to pay them all. Then authority was obtained from the Department to pay the necessary amounts, and they were paid.

By Mr. Graham:

Q. Mr. Harcourt came in January?
A. Yes, I have forgotten the date.

By Mr. Matheson:

Q. Did Mr. Harcourt say anything to you about the Order-in-Council of December, in which they were restricted as to the class of employees to be paid, which did not include salaries of officials or heads of departments? A. I do not remember that. I do not remember whether he spoke of that or not. Subsequently authority was received and some funds were available.

Q. The whole arrangement originally made was to get ahead of the people at Philadelphia? A. Oh, no, not at all; that is not justified. That is an unwarranted taunt. To get ahead of people means to steal. Do you mean to say we would be guilty of that?

Q. I am not saying so, or even suggesting anything of that nature whatever. Do you think it was a proper thing for Mr. Coyne when he had instructions not to pay anything except those on the pay roll, to put a creditor for a proper claim there? A. I think under the circumstances he was wholly justified and perfectly within his rights in doing what he did.

By Mr. MacKay:

Q. Were you making considerable payments of cash on behalf of the Consolidated Company, in the way of fees for instance? A. We were.

Q. It had practically come to this: You insisted on having money or stopping your work? A. We said that would be the result. We could not carry on business any longer, unless something was paid on account, particularly as the prospects then were that there would be a large amount of litigation, and which turned out to be so.

Q. Which would mean more disbursements? A. Yes.

Q. It has been suggested that Mr. Hamilton was late in learning of this arrangement. He is the senior member of the firm? A. Yes.

Q. In your office does the senior member look after the collecting of accounts? A. No, he does not.

Q. Who does, one of the other members? A. All accounts are rendered to the company. Mr. Hamilton's accounts were rendered by himself and made out by himself. He would have nothing to do about rendering the office account.

Q. He might see as to their payment? A. Yes, he might.

Q. But he did not render the office accounts? A. He was away.

Q. You were asked about an Order-in-Council of the 18th of December. Will you read this, another Order-in-Council?

Mr. Elliott reads:

Copy of an Order-in-Council approved by His Honor the Lieutenant-Governor, the 31st day of December, A.D., 1903.

Upon the recommendation of the Honorable the Attorney-General, the Committee of Council advise that in addition of the wages and salaries in connection with the Sault industries, which have already been paid, such further wages and salaries for the first nineteen or twenty days of the month of October, as still remain unpaid, be paid under the same arrangements with the banks as those under which the payments already made were authorized, the same being duly certified by the officers of the companies and by Mr. Geo. A. Harcourt, acting for the Government. It being understood that the amount which will cover same shall not exceed six thousand dollars (\$6,000).

Certified,

J. LONSDALE CAPREOL,

Asst. Clerk, Executive Council.

Q. It was after that Order-in-Council had passed that you were paid in January? A. Yes.

Q. And this Order authorizes such payments? A. Yes. Quite so.

Mr. Matheson to Mr. MacKay: This last Order I have not noticed until now. Of course, it is open to your interpretation. It involves the whole Government.

Mr. MacKay: It makes the payment regular by Order-in-Council.

The Committee then adjourned

APPENDIX No. 2.

REPORT OF THE SPECIAL COMMITTEE FOR THE PURPOSE OF SELECTING
REPORTS OF COMMITTEES ON COMMISSIONS, OR OTHER AUTHORITIES,
ON THE SUBJECT OF MUNICIPAL TRADING OR MUNICIPAL OWNERSHIP,
OR OPERATION OF PUBLIC UTILITIES. *Printed for distribution only.*

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APPENDIX No. 2.

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